

"W. H. Journals"

vol.

Vol.

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JOURNAL

Win OF THE *Plumer's*
HOUSE OF REPRESENTATIVES,

JUNE SESSION,

1822.

OF THE

STATE OF NEW HAMPSHIRE

IN THEIR SESSION

BEGUN AND HOLDEN AT CONCORD

ON THE FIRST WEDNESDAY OF JUNE

AND HEARD

PUBLISHED BY AUTHORITY

CONCORD

PUBLISHED BY HILL & MOORE

FOR THE STATE

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OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF NEW-HAMPSHIRE,

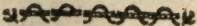
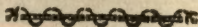
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HOUSE OF REPRESENTATIVES.

WEDNESDAY, JUNE 5, 1822.

A QUORUM of Representatives, elected in the several towns and districts of the State of New-Hampshire, being convened in the State House in Concord, in said State, and having been qualified agreeably to the Constitution :

On motion of Mr. Boody,

Proceeded to the choice of a Chairman, and Caleb Keith, Esq. was elected, and conducted to the chair accordingly.

Proceeded by ballot to the choice of a Speaker, and Charles Woodman, Esq. was elected, and conducted to the chair accordingly.

On motion of Mr. Plumer,

Proceeded to the choice of a Clerk, by ballot, and Moses L. Neal, Esq. was elected, and qualified accordingly.

On motion of Mr. Prescott of Kensington,

Proceeded to the choice of an Assistant Clerk, by ballot, and Thomas E. Sawyer, Esq. was elected, and qualified accordingly.

A message from the Honorable Senate, by Mr. Bartlett their Clerk, gave information, that a quorum

of that body had assembled ; that they had elected the Honorable Jonathan Harvey for their President, Philip Carrigain, Esq. their Clerk ; and having re-appointed their other officers, were duly organized, and ready to proceed to business.

Adjourned to three o'clock afternoon.

Met according to adjournment.

On motion of Mr. Tilton,

A message was sent to the Honorable Senate, by Messrs. Tilton and Poole, with information that a quorum of the House of Representatives have assembled, have chosen their constitutional officers, are duly organized, and ready to proceed to business.

On motion of Mr. T. W. Colby,

Voted, That the Rules and Regulations which were accepted at the last session of the Legislature, be adopted for the government of the House the present session.

On motion of Mr. Wentworth,

Proceeded to the choice of door-keepers for the House the present session, and Messrs. Edward Philbrick and John Johnson were elected.

On motion of Mr. Boody,

Voted, That the Clerk of the House procure two hundred printed copies of the existing Rules and Regulations of the House, as soon as may be, for the use of the members.

On motion of Mr. Wentworth,

Voted, That Messrs. Wentworth, Aiken of Chester, Colby of Hopkinton, Quimby of Springfield,

Ambrose, Cogswell, Jackson, Wilder, Stevens of Wilton, and Cobb, with such as the Senate may join, be a committee to report the order of procedure to be observed in the public performances of tomorrow.

The following message was communicated from the Honorable Senate, by Mr. Bartlett their Assistant Clerk.

In Senate, June 5, 1822.

Voted, That Messrs. Hill and Livermore, with such as the House of Representatives may join, be a committee to wait on His Excellency the Governor, and inform him that quorums of both branches of the Legislature are assembled, have elected their constitutional officers, and are ready to proceed to business.

Read and concurred, and Messrs. Boody, Lambert, Doe, Biscoe, and Barrett, joined.

On motion of Mr. Aiken of Chester,

Voted, That Messrs. Smith of Peterborough, Plumer, Melville, Gale of Danbury, and Page, with such as the Honorable Senate may join, be a committee to nominate and report a suitable person to officiate as Chaplain to the Legislature the present session.

A Message was sent to the Honorable Senate, by Messrs. Nealley of Lee, and Woodbury, giving information, that the House was ready to meet the Honorable Senate in Convention, for the purpose of commencing and proceeding in the elections, agreeably to the provisions of the Constitution.

CONVENTION.

The Honorable Senate and House being met in Convention, in the Representatives' Chamber, the Secretary came in, and read the record of the examination of the votes returned for Senators, made by His Excellency the Governor and the Honorable Council, by which it appears that Senators are elected by the people, in the following Districts—to wit:

District No. 1, Hon. LANGLEY BOARDMAN,

2, " JOHN KIMBALL,

4, " ISAAC HILL,

5, " NEHEMIAH EASTMAN,

6, " DANIEL HOIT,

7, " JOHN WALLACE, Jun.,

8, " JONATHAN HARVEY,

9, " JOTHAM LORD, Jun.,

10, " JAMES H. BINGHAM,

11, " ZIBA HUNTINGTON,

12, " ARTHUR LIVERMORE.

That in District No. 3, there is no choice of Senator by the people; and that Samuel M. Richardson and Hezekiah D. Buzzell are the two highest candidates.

On motion of Mr. Wentworth,

Proceeded, by ballot, to fill the vacancy in said District, and the Honorable Hezekiah D. Buzzell was elected.

Convention then proceeded to open, read, and enter the certificates of votes returned for Governor of this State for the ensuing year; which, having finished,

On motion of Mr. Boody,

A committee was chosen, consisting of Messrs.

Boody, Eastman, Poole, Morril of Concord, and Butler, to receive the certificates of votes returned for Governor, and the record thereof; to examine the returns, compare and cast the numbers, and report thereon.

Convention then rose, and the Honorable Senate withdrew.

The Speaker read from the chair, the following communication from His Excellency the Governor.

To the House of Representatives—

GENTLEMEN,

Pursuant to a resolve of the Legislature, at its last session, requesting me to appoint some suitable person to preach the Election Sermon at the present session of the Legislature, I have appointed the Rev. Jonathan French, of North-Hampton, to perform that duty; and have received from him information that he accepted the appointment.

SAMUEL BELL.

June 5, 1822.

Which, on motion of Mr. Plumer, was ordered to lie on the table.

Adjourned to nine o'clock to-morrow morning.

THURSDAY, JUNE 6, 1822.

The House met according to adjournment.

Mr. Wentworth, from the Committee of Arrangements, made the following Report, which was accepted—to wit:—

That the procession shall form precisely at eleven o'clock, in front of the Capitol, as follows:—

B

1. Military Escort.
2. Committee of Arrangements.
3. His Excellency the Governor, and the Honorable Council.
4. Secretary, Treasurer, Adjutant and Commissary General.
5. The Preacher of the day, and the Chaplain of the Legislature.
6. Reverend Clergy, of all denominations.
7. Senators and Representatives of the United States.
8. Officers of the United States Army and Navy, Judges of the Superior Court, and Sheriffs of the Counties.
9. The President of the Senate, the Honorable Senate, and Clerks.
10. The Speaker of the House of Representatives, and the Members four deep, with their Clerks.

Marshals of the Day.

General James Poole,

Messrs. Edward B. Nealley,

Samuel Griffin,

Daniel Woodbury,

Jeremiah Wilson,

Robert Patterson,

John Jones,

Jonathan Blodget, Jun.

Mr. Toppan presented the petition of the selectmen of Greenland, praying that the town of Greenland may be authorized to send a Representative to the General Court:

Voted, That said petition be referred to the stand-

ing committee on elections, and that they report thereon.

The Speaker announced the appointment of the following standing committees, agreeably to the rules and orders of the House—to wit:—

Committee on Elections.

Messrs. Nealley of Lee, Stevens of Charlestown, Wallace of Weare, Handerson, Hale, Bartlett of Salisbury, Allen, Wilder, Butler of Nottingham, and Clark.

Committee on Incorporations.

Messrs. Brown of Francestown, Toppan, Wentworth, Alexander of Keene, Tarleton, Whittemore, Evans of Portsmouth, Plumer, Webster of Plymouth, and Ambrose.

Committee on Agriculture and Manufactures.

Messrs. Stevens of Pembroke, Jones of Milton, Barrett, Biscoe, Morey, Doe, and Brown of Hopkinton.

Committee on the Judiciary.

Messrs. Tilton, Parker of Amherst, Boody, Webster of Boscawen, Keith, Rogers, and Story.

Military Committee.

Messrs. Poole, Cogswell, Cobb, Quimby, Sherburne, Aiken of Chester, and Morrill of Concord.

Committee on Unfinished Business.

Messrs. Chamberlain, Barker, Evans of Allentown, Woodbury, Baker of Campton, Webster of Bridgewater, and Chadwick.

Committee on Accounts.

Messrs. Colby of Hopkinton, Smith of Exeter, Brackett, Wilder, Russell of Wakefield, Foster, and Mathes.

Committee on the Alteration of Names.

Messrs. Evans of Warner, Ela, Colby of Plainfield, Thomas, and Otis.

Committee on Engrossed Bills.

Messrs. Parker of Amherst, Nealley of Lee, Stevens of Pembroke, Colby of Hopkinton, and Rogers.

Mr. Baker presented the petition of the field officers of the 14th regiment, praying for the removal of an officer :

Voted, That said petition be referred to the standing military committee, and that they report thereon.

On motion of Mr. Cogswell,

Voted, That Messrs. Cogswell, Aiken of Chester, and Cochran, with such as the Senate may join, be a committee to give His Excellency the Governor and the Honorable Council notice, that the procession to attend Divine Service, this day, will be formed on the floor of the State House, precisely at eleven o'clock.

Mr. Smith of Peterborough, made the following report, viz.

The committee, from the Senate and House of Representatives, appointed to nominate and report a suitable person to officiate as Chaplain to the Legislature the present session, hereby nominate the Rev. Thomas Beede for that service.

Which report was accepted.

Adjourned to four o'clock afternoon.

Met according to adjournment.

On motion of Mr. Nealley of Lee,

Voted, That Messrs. Nealley of Lee, Bartlett of

Salisbury, and Greenough, with such as the Senate may join, be a committee to wait on the Rev. Jonathan French, and present him with the thanks of the Legislature, for his ingenious and able discourse delivered this day before His Excellency the Governor, the Honorable Council, and both branches of the Legislature ; and request of him a copy for the press.

Mr. Doe presented the petition of Job C. Waldron and others, praying that the 2d regiment of militia in this State may be divided into two regiments :

Voted, That said petition be referred to the standing military committee, and that they report thereon.

Mr. Perkins presented the petition of the town of Centre Harbour, praying for leave to send a member to the Legislature of this State in future :

Voted, That said petition be referred to the standing committee on elections, and that they report thereon.

On motion of Mr. Nealley of Lee,

A message, by Messrs. Whittemore and Russell, was sent to the Honorable Senate, giving information that the House is now ready to meet the Honorable Senate in Convention, for the purpose of proceeding in the elections, agreeably to the order of the day.

CONVENTION.

The Honorable Senate and House being met in Convention, in the Representatives' Chamber, for the purpose of proceeding in the elections, agreeably to the order of the day :

Mr. Boody, from the committee appointed to investigate the votes returned for Governor, to com-

pare the numbers, and report thereon, made the following report—viz.

That the whole number of votes, which the committee deem legally returned, is 23,980

Necessary to make a choice, 11,991

Estimated as scattering, 1,046

His Excellency Samuel Bell has 22,934
and is duly elected.

The committee have not included in the above estimate, the returns from Kensington, Newmarket, Andover, Landaff, Bradford, Sharon, Marlow, and Piermont, giving His Excellency Samuel Bell 818 votes, and scattering 120, it not appearing by the returns that the meetings were legally notified; and the returns from Dunstable and New-Chester, giving His Excellency Samuel Bell 247 votes, it not appearing that the votes were declared in open town meeting; the return from Somersworth, giving His Excellency Samuel Bell 117 votes, and 6 scattering, the scattering were not designated; the return from Ossipee, giving His Excellency Samuel Bell 165 votes, George B. Upham 1 vote, not being returned within the time prescribed by the Constitution. From the town of Canaan no return was made.

Which report having been read,

Motion was made by Mr. Livermore, that the same be re-committed, with instructions to the committee to include therein those votes which had been rejected.

Which motion did not prevail.

Mr. Livermore then moved, that a resolution in the following words, which he submitted, be passed by the Convention :

“Resolved, That in the opinion of the Convention, the votes for Governor in the town of Ossipee ought to be counted, notwithstanding they were not returned seasonably in the words of the Constitution.”

Which motion did not prevail.

Motion was then made by Mr. Boody, that said report be accepted.

Which motion prevailed.

Convention then rose, and the Honorable Senate withdrew.

Voted, That Messrs. Chamberlain, Ingalls, Bowles, Wilson, Appleton, Lambert, Meserve, Mason, Jenness of Deerfield, and Nealley of Northwood, with such as the Senate may join, be a committee to wait on His Excellency Samuel Bell, and inform him of his election as Chief Executive Magistrate of this State for the current year; and that the Legislature will be ready, at such time and place as he may appoint, to receive such communication as he may please to make.

Mr. Davis presented the petition of Sally Leathers and others, praying for the alteration of their names:

Voted, That said petition be referred to the standing committee on the alteration of names, and that they report thereon.

Adjourned to nine o'clock to-morrow morning.

FRIDAY, JUNE 7, 1822.

The House met according to adjournment.

Mr. Parker presented the petition of John M. Dudley and others, praying for an act of incorporation by the name of the *Washington Military Association* :

Voted, That said petition be referred to the standing military committee, and that they report thereon.

Mr. Egerton presented the petition of John Wakefield and others, praying to be incorporated into a Charitable Society :

Voted, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Smith of Exeter, presented the petition of the President, Directors and Company of the Exeter Bank, praying for an extension of the Charter of their Bank :

Voted, That the said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Jones of Milton, presented the petition of Gilman Jewett and others, praying to be incorporated into a Society by the name of the *Milton Social Library* :

Voted, That the said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Meserve presented the petition of Jonathan Rogers and others, inhabitants of a place called Hart's Location, praying to be annexed to the town, of Bartlett :

Voted, That the said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Barrett presented the petition of Henry Isaacs and others, praying for an act of incorporation of a Factory :

Voted, That the said petition be referred to the standing committee on incorporations, and that said committee report thereon.

Mr. Bartlett of Grafton, presented the petition of the town of Danbury, praying for leave to send a Representative to the General Court, in future :

Voted, That said petition be referred to the standing committee on elections, and that they report thereon.

Mr. Wentworth presented the petition of the field officers of the 27th regiment, praying for the removal of Daniel Brooks :

Voted, That the said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. Lambert presented the petition of David Steele and others, praying for liberty to build a free bridge across Connecticut River :

Voted, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Story presented the petition of the proprietors of Marlow meeting house, praying to be incorporated for the purpose of repairing and supporting their meeting house :

Voted, That the said petition be referred to the

standing committee on incorporations, and that they report thereon.

Mr. Sleeper presented the petition of the selectmen of Bristol, praying to have said town made a half-shire town, instead of Plymouth :

Voted, That said petition be referred to the members of the House from the County of Grafton, and that they report thereon.

Mr. Fox presented the petition of Henry Rust, 3d., praying that he may assume the name of Henry Bloomfield Rust :

Voted, That said petition be referred to the standing committee on the alteration of names, and that they report thereon.

Mr. Evans of Portsmouth, presented the petition of James Rundlet, praying for an act of incorporation of himself and others, under the name of the *Salmon Falls Manufacturing Company* :

Voted, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Wallace of Hancock, presented the petition of Joseph Sanders and others, praying to be incorporated into a rifle company by the name and style of the *Mason Rifle Blues* :

Voted, That said petition be referred to the standing military committee, and that they report thereon.

The following vote from the Honorable Senate was communicated by message—

In Senate, June 7, 1822.

Voted, That the committee appointed to nominate a Chaplain, be directed to notify the Rev. Thomas

Beede of his election to that office; and in case he accepts, that the same committee notify His Excellency the Governor, that prayers will be attended in the Representatives' Chamber precisely at 9 o'clock in the morning of each day during the session.

Sent down for concurrence.

Read and concurred.

Mr. Chamberlain, from the committee appointed to wait on His Excellency Samuel Bell, and to give him information of his election to the office of Chief Executive Magistrate of this State for the current year, reported, that they have attended that duty, and that His Excellency will meet the Legislature in the Representatives' Chamber at 11 o'clock this forenoon.

On motion of Mr. Keith,

Voted, That the committee appointed to give information to His Excellency the Governor of his election, be requested to escort him to the Representatives' Chamber agreeably to his appointment.

Mr. Meserve presented the petition of the selectmen of the town of Bartlett, praying for the renewal of an act of the Legislature, passed Dec. 13, 1816, authorising said town to erect and keep in repair a toll-bridge over Saco River in said town:

Voted, That said petition be referred to the standing committee on incorporations, and that they report thereon.

On motion of Mr. Colby of Hopkinton,

Voted, That Messrs. Colby of Hopkinton, Toppan, and Ladd, with such as the Senate may join, be a committee to adjust and settle the accounts be-

tween this State and the Treasurer thereof, and that they report thereon.

Mr. Hall presented the petition of John Torr, praying for the alteration of his name :

Voted, That said petition be referred to the standing committee on the alteration of names, and that they report thereon.

Mr. Chamberlain presented the petition of Israel Loveland, 3d., praying for the alteration of his name:

Voted, That said petition be referred to the committee on the alteration of names, and that they report thereon.

Mr. Meserve presented the petition of the selectmen of the town of Bartlett, praying for an extension of the boundary lines of said town :

Voted, That the said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Handerson presented the petition of Jonathan Nye and others, praying to be incorporated into a society by the name of the Webb-Chapter of Royal Arch Masons, No. 6 :

Voted, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Melville presented the petition of the committee of the Church in Nelson, praying for an act of incorporation :

Voted, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Evans of Portsmouth, presented the petition

of sundry inhabitants of the town of Portsmouth, praying to be incorporated by the name of the *Portsmouth Insurance Company*:

Voted, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Nealley of Lee, from the committee appointed to return the thanks of the Legislature to the Rev. Jonathan French, for his sermon delivered yesterday, and to request of him a copy for the press, made the following report, viz:—

That they have attended to that duty, and that the Reverend Jonathan French has politely presented them with a copy, which is now at the disposal of the Legislature.

Which report was accepted.

On motion of Mr. Wentworth,

Voted, That the Clerk be directed to procure five hundred printed copies of the sermon delivered yesterday by the Rev. Mr. French, as soon as may be, and lay the same before this House.

On motion of Mr. Keith,

Voted, That the committee appointed to return the thanks of the Legislature to the Rev. Mr. French, for his discourse, be requested to report what compensation shall be made him for delivering said discourse.

Mr. Nealley of Lee, gave notice, that he shall ask leave to-morrow to introduce a bill for the preservation of Alewives in Cochichewick river.

Mr. Smith of Exeter gave notice, that to-morrow at 11 o'clock, he shall ask leave to introduce a bill

to amend the law of 1791, relative to highways.

At 11 o'clock, the Honorable Senate and House being assembled in the Representatives' Chamber, His Excellency Samuel Bell, Governor elect, came in, escorted by the committee, and attended by the Honorable Council, and manifested his acceptance of the office of Chief Executive Magistrate for the ensuing year.

His Excellency then took and subscribed the oath of office, as prescribed by the Constitution; after administering which, the Honorable Jonathan Harvey, President of the Senate, in the presence of both branches of the Legislature, declared His Excellency Samuel Bell, Governor of the State of New-Hampshire; and presented him with a copy of the Constitution, as a guide and directory in the discharge of his official duties.

His Excellency then returned to the Council Chamber, escorted by the committee, and attended by the Honorable Council; and the Honorable Senate withdrew.

A Message being announced, the Secretary came in, and presented to the Speaker, from His Excellency the Governor, the following Message, which was read by the Speaker:—

MESSAGE.

*Gentlemen of the Senate,
and House of Representatives,*

The time fixed by the constitution to re-organize the government, and concert measures for the security of the rights, and the promotion of the happiness of the people, has again arrived, under circumstances promising the most beneficial effects from the performance of your legislative duties. A disposition generally prevails to give a candid construction and efficient aid to every public measure directed to these objects. Sober and unimpassioned views of public affairs have induced a respect for the laws, and a cheerful performance of those duties, and submission to those burthens, which a regard to the general interests of society have necessarily imposed.

The influence of those industrious and frugal habits, which circumstances have recently rendered peculiarly necessary, have produced a gradual improvement in the situation and pursuits of the people, equally conducive to individual comfort, and general prosperity. This progress, although neither imposing nor brilliant, is yet distinctly marked by that steady and gradual advance, which experience has shewn to be the most safe and salutary to individuals and nations. It is sufficiently evident to encourage our best exertions to afford it further aid, by removing, so far as may be in our power, every obstacle to its more perfect attainment. Employment and industry, which an unprecedented combination of circumstances had diverted from their natural course, are now hastening their return to those channels, to

which the character of our population, and our natural and acquired advantages, direct them. When time shall have given to these circumstances their full effect, a still higher degree of prosperity may be reasonably expected. Our most important institutions and pursuits, are evidently in a progressive state of improvement; and although they have not reached that high degree of success, which would satisfy the wishes of the patriot, they have made those advances towards it, which cannot fail to enliven his hopes, and invigorate his exertions.

The increasing intelligence and skill, which direct our agricultural pursuits, have obtained for them an encouraging degree of success. Much, however, remains to be done, to ensure that degree of perfection, which should be the object of our wishes and our hopes, in an art which is the foundation of all human improvement, and conduces more than all others to human happiness. Its claims to a continuance of public patronage will undoubtedly receive that legislative consideration, which is due to their importance.

The progress of our manufactures yields an additional source of satisfaction. Their direct and indirect subserviency to the interests of agriculture, to the formation of those industrious habits, which constitute a principal source of our virtues, and our happiness, and to a desirable independence on foreign nations, cannot escape the observation of those, who with unprejudiced and enlightened views, explore the sources of our national prosperity. We are already indebted to their partial progress, for the means of retaining our industrious youth from emigration in

search of objects of employment and enterprise abroad, which are now afforded them at home, with more certain prospects of success. New-Hampshire presents greater advantages and inducements, to some branches of manufacturing industry, than most other countries. Situations affording to the manufacturer the aid of suitable streams and falls of water, the most convenient and unexpensive power for impelling his machinery, are no where found in greater abundance and perfection. The nature of our climate, the varied surface of our soil, and its adaptation to grazing, unite in directing our views to the woollen manufacture, as peculiarly suited to our situation, advantages, and habits, and entitled more than any other, to the public attention and favor. It is a manufacture, which yields to none, in its independence on caprice or fashion, and in the amount and constancy of the demand for its products. It affords the most direct and extensive aid, to that kind of husbandry, to which our soil and climate must always tend to direct our chief attention. Natural advantages afford the only certain direction to employments capable of affording permanent profit; and a sound and judicious policy will direct a people to avail themselves of such advantages to their utmost extent. Within the last year, our manufacturing interests have increased in extent and activity. Capital in our own, and from other States, has been invested in them, under circumstances promising great and durable advantages. The legislative encouragement derived from liberal charters of incorporation, imposing no restrictions or liabilities, but such as the public

security manifestly required, and the advantages formerly afforded them by an exemption of a considerable part of their capitals from taxation, during their earliest efforts and subsequent embarrassments, have undoubtedly contributed to their present increasing prosperity. It cannot be doubted, that the benefits and favors thus bestowed, will be repaid to society, by advantages beyond measure greater than the inconsiderable sacrifices, by which they were obtained.

The situation and limited extent of our sea-coast, precludes us from deriving those extensive advantages from commerce, which are enjoyed by many of the other Atlantic States. Those of our citizens, who could avail themselves of these limited advantages, have, by their intelligence, enterprise, and industry, contributed to our prosperity, and established the claim of this branch of industry to public favor, as one of those interests, which materially conduce to wealth, and general improvement.

The illiberal and selfish policy of our colonial government, during the last period of its existence, by a hurried distribution of the public lands to themselves, and their favorites, without those reservations for the promotion of education, which a correct and sound policy would have dictated, has left us destitute of those public funds from this source, which are enjoyed by many of the other States. The evils which might have resulted from this reprehensible desertion of one of the highest interests of society, have been averted by those enlightened views, which have since given us laws, making a liberal provision for general instruction. The tax annually imposed, and cheer-

fully paid for this object, amounts to nearly three times the usual amount of the annual public expenditure for the Legislative, Executive, and Judiciary departments of our State government. The judicious application of this tax, aided as it is, in many of our towns, by an additional appropriation for the same purpose, authorized by the law, and generally by considerable private contributions, carries the means of mental improvement, and of moral and political information, to all our children and youth, without distinction. A system ensuring such means of general information, must be regarded as of inestimable importance, since it is only through the general intelligence, and correct moral feeling of the people, that we can hope to sustain and perpetuate the harmony and perfection of our political institutions.

The wisest systems of education, have never yet proved sufficient to eradicate, although they undoubtedly tend to lessen, the amount and atrocity of vice. Institutions, having in view the prevention and punishment of crimes, and the correction of offenders, are therefore amongst the most indispensable establishments of government. For the attainment of these objects, our State Prison was erected, and has now been in operation a sufficient time to furnish the means of forming a correct estimate of its utility. Although experience has disappointed the sanguine expectations of those, who hoped for a general reformation of the vicious, who should become the objects of its discipline; yet the facts, which its operations have disclosed, leave no doubt, that it possesses great advantages over the system which preceded it. Four

years have nearly elapsed, since the present system of conducting the affairs of the Prison was adopted, and the present Warden appointed to office. The greatest number of convicts in the Prison, at one time, within that period, was seventy-four; the present number is fifty-eight. The whole expense of the establishment, including the salary of the Warden, after deducting the profits derived from the labor of the convicts, for the year ending May, A. D. 1819, was eight hundred and sixty-two dollars, and seventy-two cents—that for the year ending May, A. D. 1820, was three hundred and forty-five dollars, and forty-five cents—that for the year ending May, A. D. 1821, was two hundred and thirty-two dollars, and eighty-nine cents. The whole annual expense of furnishing each convict with wholesome and nourishing diet, and comfortable clothing, for the year ending May, A. D. 1819, was forty-nine dollars, and fifteen cents—that for the year ending May, A. D. 1820, was thirty-four dollars—that for the year ending May, A. D. 1821, was twenty-three dollars, and twenty cents. These sums exclude the expenses incurred by the sickness of the convicts, which, owing to their general good health, have been very inconsiderable. The examination of the accounts of the Prison, for the year ending May, A. D. 1822, is not yet closed, but it is confidently expected, that the result will not be less favorable, than that of the preceding year. The prospect of a steady and regular demand for the products of the labor of the convicts, is at present more favorable, than at any preceding time, since the establishment was commenced. The results stated,

lead, it is believed, to a favorable opinion of the present system of managing the concerns of this Institution.

The Board of Directors have endeavored to perform their duty faithfully, but a regard to justice requires them to acknowledge, that whatever claims to merit, the facts stated may be thought to disclose, it should be attributed chiefly to the able and faithful exertions of the Warden, in the performance of his duties. It would not only be unjust to merit, but injurious to the best interests of society, to withhold public approbation from an officer, who, in the discharge of a public trust, displays all that care, diligence and frugality, which the most industrious and discreet persons exercise in their own private concerns. Whatever may be the intrinsic excellence of systems of government, or of institutions connected with them, the degree in which they will be found to promote the general welfare, will always depend on the degree, in which those to whom their administration is committed, bring with them, and preserve in their official conduct, those qualities and virtues, which ensure respectability and success in the common affairs of life. Without the possession and constant exercise of these qualities, in the performance of official duty, no man can be worthy to receive the approbation, or retain the confidence of the people.

The maxim, that the certainty of punishment is more efficacious in the prevention of crimes than its severity, has commanded the assent and belief of the Executive. The power of remitting the punishment of convicts, with which it is invested, has, therefore,

been very sparingly exercised. Within the last three years, only five convicts have received a remission of any part of their punishment. Three of these labored under diseases believed to be incurable, by the physician of the Prison; one was affected by mental derangement, and the remaining individual had conducted in an unexceptionable manner, during his residence in the Prison, and was pardoned at the intercession of his aged father, and an helpless family.

The only considerable defect in the present system, which has engaged attention, is the evil resulting from its incompetency to afford a sufficient restraint upon the opportunity of communication, betwixt the more and less corrupt convicts, whereby the probability of individual reformation is diminished. This seems not to admit of a complete remedy, without a continual separate confinement of the convicts, which would greatly increase the expense, whilst it would lessen, if not wholly subvert, the profits derived from their labor. Such too, are the character and confirmed bad habits of the convicts in general, that those benevolent persons, who would hope for many additional instances of reformation from an alteration of this kind, would probably again be subjected to disappointment.

The law which established our present judiciary system, transferred the judicial duties of the Courts of Common Pleas, to the Superior Court, and thereby considerably increased its labors. The change was induced by the expectation, that it would render the system less expensive, and more efficient. How

far these hopes have been, or may be realized, must be decided by experience. The limited extent of our territory and population, the great preponderancy of agricultural over all other pursuits, the unlitigious character of the people, and the very obvious decrease of litigation, united in encouraging the experiment of a system much less complex, and which gave promise of being much less expensive, than those systems which necessity, rather than choice, had imposed upon larger and more commercial States. The time fixed by the law for holding the sessions of the Superior Court, has, in all the counties, excepting Rockingham, proved to be amply sufficient for the performance of the business. It is believed, that no instance has occurred in those counties, of delay in the decision of causes from want of time. The sessions have seldom been protracted beyond eight or nine, and, in several instances, have not exceeded five days. In the county of Rockingham, from the greater number, and more intricate nature of many of the questions litigated, the time fixed by law for holding the semi-annual session in September, has proved insufficient for the completion of the business. The public interest requires, that this inconvenience should be obviated. An adequate remedy might probably be afforded, by an alteration in the time of holding the September sessions in Strafford and Rockingham, which would give an additional week to the session in the latter county.

Frequent changes in the laws regulating judiciary proceedings, are attended with many inconveniences and evils, and should be avoided, unless evidently

necessary to the public welfare. Where inconveniences are supposed to arise from the operation of an existing system, it is of great importance to examine cautiously, not only whether the supposed inconveniences actually exist, but if found to exist, whether they arise from inherent defects in the system, or from extrinsic causes. Without a proper exercise of this precaution, the best judiciary system which could be devised, might be discarded on account of mere defects in the rules adopted for its administration, or from incidental circumstances, or obstacles having no real connexion with its merits, which a small amendment, or even time and experience, would enable those who administer it, to correct.

The law of November session, A. D. 1820, having in view improvements in the organization and discipline of the Militia, aided by judicious regulations introduced into the Adjutant and Quarter-Master General's departments, and by the unremitting attention and ability, with which the duties of those offices have been discharged, have produced a more systematic and effective discipline, and tend eventually to a reduction of the expenses incident to the military establishment. The present system, in its great outlines, is probably susceptible of but little improvement. In the provisions for enforcing its execution, further experience may be expected to point out the necessity of alterations. None have yet occurred to observation, as requiring immediate attention, excepting the burdensome expenses attending courts martial. These have, under former systems, been a

subject of complaint, and it is regretted, that they do not appear to be lessened by the operation of the present law. It is very desirable, that some system may be devised and adopted, which would reduce these expenses, without putting at hazard the benefits derived from an efficient system of discipline. It is suggested for consideration, whether this object might not be attained, in some considerable degree, by a reduction of the number of members, and supernumerary members, which compose those tribunals, without endangering the rights of individuals, or the respectability and usefulness of the militia.

The law in relation to the powers of auditors, appointed by the Superior Court, in actions of account, requires, it is thought, revision and amendment. In that form of action, the mutual claims and rights of partners, in the ownership and management of property, and those which arise from complicated agencies in the negotiation of business, in which extensive confidence is necessarily placed, mutually, or by one party in the other, may be most conveniently and equitably adjusted. In such cases, where confidence has been misplaced, or disputes arise, great difficulties are experienced in obtaining the evidence necessary to ascertain the rights of the parties, from the circumstance, that much of this evidence often rests solely in the knowledge of the parties, or in their private books and papers; and the auditors are not, by the present law, authorized to compel the parties to make the disclosures, necessary to a correct knowledge of the facts, upon which the decision should depend. I would therefore recommend, that the law

on this subject be so amended, that auditors may be invested with the power to compel the parties, in causes depending before them, to produce such books and papers, and to answer on oath such interrogatories, relating to the matters in controversy, as may be pertinent and material.

It is also believed, that the law relative to suits against absconding debtors and their trustees, is susceptible of amendments, which would render it more extensively useful. By this law, the personal property, rights, and credits of absconding debtors in the hands of their trustees, are subjected to the demands of creditors, but the person to whom the debtor may have transferred his real estate in trust, is not liable to a trustee process. When evidence can, in the ordinary course of proceeding at law, be obtained to shew, that such conveyance of real estate was in trust for the benefit of the debtor, the conveyance would, in legal consideration, be regarded as a fraud, and such estate would be liable to a levy of execution, in satisfaction of creditors. The difficulty of showing, that such conveyance was made in trust, for want of the power given by law in the case of trusts of personal property, of requiring the trustee to declare on oath the circumstances under which the conveyance was made, renders it, in many cases, impossible to establish the fact of such trust, and tends to the encouragement of such secret trusts and frauds. It is suggested for consideration, whether the extension of the provisions of the law, respecting the liability of the trustees of the personal property, rights, and credits of absconding debtors, to the case of the trus-

tees of the real estates of such debtors, might not tend to the detection of frauds, and a more efficient administration of justice, in such cases. By the provisions of this law, only one person, as a sole debtor, can be sued in the same trustee process. Hence it happens, that where such absconding debtor has several trustees, and the creditor has several demands, a multiplicity of suits, and a great accumulation of expense, is occasioned; but when the creditor's demand consists of a single right of action, he is exposed to the loss of the greatest part of his claim, from the insufficiency of the sum in the hands of any one of the trustees, to discharge it, and the want of legal authority to join several of them in the same process. It is believed, that it would be expedient so to amend the law in this respect, as to enable the creditor to include several separate trustees of his absconding debtor in the same suit, under such restrictions as to costs, as would guard the law against abuse from the insertion of trustees, who were such only to an inconsiderable amount.

The measures of the National government are justly regarded as subjects of great interest to the people, but they become more peculiarly of this character, when believed to be founded on doubtful or erroneous constructions of the constitution, tending to an extension of their own powers. When a case of this kind occurs, or even if it appears probable that it is about to happen, it becomes the duty of the Legislatures of the individual States, to adopt such constitutional measures, as may tend to correct the error, or avert the evil. A too scrupulous delicacy in the perform-

ance of this duty, when evident in its nature, and important in its consequences, would be a desertion of interests, which they are bound by the strongest motives to protect, and must tend to put at hazard every thing valuable in our civil institutions. These considerations are believed to justify the calling your attention to those collisions of opinion, which have several times taken place, betwixt the National Executive and a majority of Congress, on the construction which ought to be given to those provisions of the constitution, which vest in the National Legislature power to provide for the general interests, and more particularly for those, which are supposed to relate to internal improvements. The constitution gives to Congress the power "to lay and collect taxes, duties, imposts, and excises, to pay the debts, and provide for the common defence and general welfare of the United States," and immediately proceeds to define, and vest the specific powers, which were deemed necessary to effect these objects. Amongst these, it is thought no one can be found, which, on any known principles of construction, can authorize Congress to expend the public resources in mere objects of internal improvement. The power to impose taxes, to pay the debts, and provide for the common defence and general welfare, seems to have been construed, as a specific grant of power to Congress, to do any act, or adopt and carry into effect any and every measure, without restriction, which it might suppose would conduce to the general welfare. This construction is believed to be wholly unwarranted. The words "to provide for the common defence and

general welfare," are merely mentioned as the objects for which the power to raise taxes is given, and the power to lay taxes is the only specific power given by this article of the constitution. Under this erroneous construction, a majority of Congress seem to suppose, that they are invested with power to appropriate the national resources to objects of mere internal improvement, such as making canals and roads in the interior of the country, which have no connexion whatever, with either the common defence, or the general welfare, other than that, which all internal improvements, even the building of bridges or mills, or the improvement of the soil, possess. It is too obvious to be disputed, that if this clause of the constitution gives to Congress the authority to make such roads and canals, that even a less extended construction of it must include every specific power vested by that instrument, and thus render them wholly impertinent and unmeaning, an inconsistency and absurdity, which could not be admitted, except under the most imperative necessity. When we advert to the great caution, with which the powers vested by the constitution were generally defined and guarded by that distinguished body of men, by whom it was framed, we find it impossible to believe, that by the indefinite phrase, "to provide for the common defence and general welfare," in the connexion in which it is used, they could have imagined it to be susceptible of that broad and sweeping construction, which must of necessity merge in it, and render utterly superfluous, every special grant of power in that instrument. A power to provide for the general

welfare, without restriction or limitation, is in fact a power to do whatever those who are invested with it, choose to consider promotive of those objects. This is, in truth, the power of a despotism, and can have no place in a free government, the first principle of which is, that the powers delegated to rulers shall be distinctly and clearly defined and limited. Were the phrase in question to be regarded, even as a delegation of power to provide for the general welfare, yet on every known and acknowledged principle of interpretation, it would be liable to receive a strict construction, and consequently could authorize only such measures of Congress, as were in their nature general, extending direct benefits to every part of the nation, and not such as were directly beneficial only to a part, and to the remainder merely incidentally, by possibility, or on some remote and uncertain contingency. The consequences which may naturally be expected to result from giving so broad and indefinite a construction to this clause of the constitution, as would authorize Congress to appropriate the national resources to mere objects of internal improvement, ought not to be disregarded in a consideration of this question. The national resources, so applied, would generally be directed to great and imposing objects in those parts of the country, which were susceptible of them on that extensive and magnificent scale which would gratify those national feelings, which always have a powerful influence, whilst those which were less adapted to gratify these feelings, although of equal or even greater importance, and those affecting the interests of the smaller and more

integrity. It can neither be regarded as assuming, nor improper in the Legislature of a State, after giving that deliberate consideration to this question, which its importance and difficulty may be thought to require, to form and bring to the view of the other State Legislatures, an opinion on the question, whether the power of expending the national funds on objects of mere internal improvement has been delegated to the General Government; and if believed to be so delegated, whether the constitution ought not to be so amended, as to divest Congress of this power, or so direct and regulate its exercise, as to afford security against those evils which may result from it, and secure to every part of the nation an impartial distribution of such appropriations, as may be made for these objects.

SAMUEL BELL.

Concord, June 7, 1822.

On motion of Mr. Parker of Amherst,

Ordered, That the Clerk procure three hundred printed copies of His Excellency's Message, this day communicated to the House, as soon as may be.

On motion of Mr. Toppan,

Voted, That, hereafter, when any petition or memorial shall be read by the Speaker, he may designate the standing committee to whom it shall be referred, unless some other disposition thereof shall be moved.

On motion of Mr. Parker of Amherst,

Voted, that the adjournments of the House shall

hereafter be to nine o'clock in the morning, and three o'clock in the afternoon, until otherwise ordered.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. ——— presented the petition of Col. M. Flanders and others, praying for the removal of a certain officer from the 6th company of the 3d regiment :

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

Mr. Hale presented the petition of certain officers of the 2d regiment, praying for the removal of certain officers from said regiment :

Ordered, That said petition be referred to the military committee, and that they report thereon.

On motion of Mr. Toppan,

A message was sent to the Honorable Senate, by Messrs. Toppan and Breck, giving information that the House is now ready to meet the Honorable Senate in Convention, for the purpose of proceeding in the elections, agreeably to the order of the day.

CONVENTION.

The Honorable Senate and House being met in Convention, in the Representatives' Chamber, for the purpose of proceeding in the elections, agreeably to the order of the day :

Proceeded to open, read, and enter, the votes returned for Counsellors in the several counties in this State ; which having finished,

On motion of Mr. Clark,

remote sections of the country, would be either wholly neglected, or receive less than a proportionate share of the attention of the government.

Jealousies and discord would inevitably spring from real or supposed partiality in the appropriations for these objects, and endanger that general harmony which is intimately connected with national happiness. It would greatly extend that indirect power and influence of the government, derived from its patronage, which ought always to be feared, as a principal source of that intrigue and corruption, which has so generally destroyed or impaired every thing valuable in human governments. No motives are discovered, that should induce a wish, that the constitution might be found susceptible of a construction which should authorize Congress to expend the national resources in mere objects of internal improvement, unless accompanied by a belief, that these objects would be more judiciously and economically attained under the direction of the National than of the State governments. But no facts or evidence are known to exist, which can be thought to warrant that expectation. In national governments generally, (it is hoped our own may prove an exception) waste and profusion, corruption and favoritism, connect themselves with every national undertaking and expenditure. This arises, in part, from the extension and complication of the national concerns, which renders it difficult to exercise an efficient control over numerous and remote agents, of whose characters, conduct and circumstances, the government cannot always keep itself sufficiently informed :—and it arises in part from

a combination, of an indirect kind at least, amongst those, who are employed in, or by the government, to afford each other a mutual support against the correction of abuses, or the introduction or preservation of those principles of economy in the public concerns, which the interests of the people require. At times, this is so obvious, that they are seen to possess the effrontery to endeavor to influence public opinion, by boldly affecting to hold up to scorn every measure, having for its object the correction of a wasteful mis-use of the public resources, as unbecoming national dignity; as if it were possible, that real national dignity and respectability could acknowledge any connexion with profusion and extravagance.

It may not seem probable, that this clause of the constitution will speedily receive a settled construction from the National Legislature, when we consider the present difference of opinion on this question, between the National Executive and the Legislature, the present state of the national treasury, which requires a restriction, rather than an increase of expenditure, and the uncertainty at least, whether we are not to experience still longer a continued accumulation of the national debt, notwithstanding the lapse of several years of profound peace. Yet it cannot be improper that public attention should be now directed to the consideration of a provision of the constitution, supposed to vest powers so extensive and indefinite, and which has received a different and irreconcilable construction, from men, judging, no doubt, from the purest motives, and possessing high claims to public confidence for their intelligence and

Voted, That Messrs. Lord, Livermore, Webster of Boscawen, Wallace of Weare, and Stevens of Pembroke, be a committee to receive the certificates returned, of votes for Counsellors in the several counties, and the record thereof, compare and cast the numbers, and report thereon.

Convention then rose, and the Honorable Senate withdrew.

Mr. Lambert presented the petition of Theron Converse, praying for assistance, having lost his hand in performing military duty :

Ordered, That said petition be referred to the military committee, and that they report thereon.

Mr. Cochran presented the petition of the field officers of the 38th regiment, praying for the removal of certain officers in said regiment :

Ordered, That the said petition be referred to the standing military committee, and that they report thereon.

Mr. Cobb presented the petition of the field officers of the 20th regiment, praying for the removal of an officer :

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

On motion of Mr. Smith of Exeter,

Voted, That Messrs. Toppan, Durkee, and Wallace of Hancock, be a committee to take into consideration His Excellency's Message this day communicated, and report what disposition shall be made of the several subjects contained therein.

Adjourned to nine o'clock to-morrow morning.

SATURDAY, JUNE 8, 1822.

The House met according to adjournment.

Mr. Nealley of Lee, from the committee of elections, made the following report on the petition of the selectmen of Greenland, praying for leave to send a Representative to the General Court :—

That it appears by said petition, that a town meeting was duly notified and holden in the town of Greenland, on the second Tuesday of March last, for the choice of a Representative of said town in the General Court for the present year—That the ballots were given many times, which, on being counted, gave no person a majority of votes—And that, after repeated unsuccessful trials, the meeting, at a late hour of the day, was adjourned without making a choice—

The committee find, that the Legislature, by a general act, of June, 1816, authorized all towns which had that year omitted to choose Representatives in the month of March, to elect the same at any time before the second session of the Legislature in that year—

It is the opinion of your committee, that the case of Greenland, as represented by their petition, is not provided for by the foregoing act, or by the provisions of the constitution for choosing Representatives to the General Court, or filling intermediate vacancies, or by the general statute providing for the choice of Representatives—

Your committee therefore report, that the petitioners have leave to withdraw their petition.

Which report was accepted.

Agreeably to notice given yesterday, Mr. Nealley of Lee, presented a bill, entitled "An act for the preservation of alewives in Cochicho river," which was read a first time, and ordered to a second reading on Monday next, at 4 o'clock in the afternoon.

Mr. Ingalls presented the remonstrance of James Carleton and others, against being annexed to the town of Bartlett :

Ordered, That said remonstrance be referred to the committee on incorporations, and that they report thereon.

Mr. Tucker presented the petition of the field officers of the 7th regiment of militia in this State, praying for a piece of ordnance, and the apparatus belonging to the same, for a company of artillery in said 7th regiment :

Ordered, That said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. Russell presented the petition of Thomas Cloutman and others, praying that a line may be established to divide the southern and northern companies of militia in the town of Wakefield :

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

Mr. T. Brown presented the petition of the New-Hampshire Cotton and Woollen Factory at Hillsborough, praying for an alteration in the act of incorporation :

Ordered, That said petition be referred to the

standing committee on incorporations, and that they report thereon.

Mr. Philbrick presented the petition of sundry inhabitants of Rye, praying for an alteration of the law relative to schools, passed December 28, 1805 :

Ordered, That said petition be referred to the standing judiciary committee, and that they report thereon.

On motion of Mr. Colby of Hopkinton,

Resolved, That the Clerk be directed to procure ten sets of the laws of this State since 1815, and five volumes of the edition of 1815, for the use of this House.

His Excellency the Governor made the following communication by the Secretary :

To the Senate and House of Representatives—

GENTLEMEN—I transmit herewith, the report of a committee appointed at the session of the Legislature, holden November, A. D. 1820, to revise the Probate Laws of this State.

SAMUEL BELL.

June 8, 1822.

The Report is as follows :

To the Honorable the Legislature of the State of New-Hampshire, convened at Concord, June, 1822.

The committee, appointed to revise the Probate Laws, having attended to the duty assigned them, respectfully report the accompanying bills, numbered from 1 to 8, and entitled as follows :—

No. 1.—An act for the descent and distribution of intestate estates—

No. 2.—An act for the devising of real estate, the attestation, filing, and recording of wills, in certain cases, and distribution of intestate estates—

No. 3.—An act regulating the distribution and settlement of insolvent estates—

No. 4.—An act empowering the several Judges of Probate to license executors, administrators, and guardians, to sell real estate, in certain cases, and for perpetuating the evidence of such sales—

No. 5.—An act defining the jurisdiction, powers, and duties, of a Judge of Probate, and the duties, exemptions, and liabilities of executors, administrators, and guardians, in certain cases—

No. 6.—An act regulating suits on probate bonds, and directing the manner in which such bonds may be taken—

No. 7.—An act authorizing and regulating appeals from the decisions of a Judge of Probate—

No. 8.—An act to repeal certain acts therein mentioned.

Which report having been read,

On motion of Mr. Parker of Amherst, it was

Ordered to lie on the table; and the Clerk was directed to procure 250 printed copies of the several bills enumerated in said report, and lay the same before this House, as soon as may be.

On motion of Mr. Rogers,

A message was sent to the Honorable Senate by Messrs. Rogers and Ambrose, giving information that the House is now ready to meet the Honorable Senate in Convention, for the purpose of proceeding in the elections, agreeably to the order of the day.

CONVENTION.

The Honorable Senate and House being met in Convention in the Representatives' chamber, agreeably to the order of the day,

Mr. Lord, from the committee appointed to receive, examine, compare, and cast the numbers of votes, received from the several towns for Counselors in this State, and to report thereon, made the following report :—That the whole number of votes returned (there being none considered illegal) in the county of Rockingham, is - - - 4706
 Necessary for a choice, - - - 2354
 The Hon. Hunking Penhallow having - 4447
 is duly elected.

That the whole number of votes returned, (there being none considered illegal) in the county of Strafford, is - - - 5639
 Necessary for a choice, - - - 2820
 The Hon. Richard Odell having - 5619
 is duly elected.

The votes from the town of Ossipee, being for the Hon. Richard Odell 160, not being returned into the Secretary's office till the 17th day of May, have nevertheless been counted.

That the whole number of votes, which are considered to be legally returned in the county of Hillsborough, is - - - 4788
 Necessary for a choice, - - - 2395
 Estimated as scattering, - - - 144
 The Hon. Richard H. Ayer having - 4644
 is duly elected.

The votes from the town of Dunstable, being for the Hon. Richard H. Ayer 110, and those from Sharon being for the Hon. Richard H. Ayer 46, and James Moore 1, are not included in the above estimate, the certificates of the town clerks of said towns do not purport to be copies of record; and no other evidence being laid before the committee. The return of the town clerk of Henniker, stating, that the votes were not declared in open town meeting, and giving Hon. Richard H. Ayer 123 votes, are included in the above estimate.

That in the county of Cheshire the whole number of votes returned, (none being deemed illegal) is 5252
 Necessary for a choice, - - - 2627
 The Hon. Elijah Belding having - - - 2704
 is duly elected.

That the whole number of votes legally returned in the counties of Grafton and Coos, is - - 4853
 Necessary for a choice, - - - 2427
 The Hon. Ezra Bartlett having - - - 2531
 is elected.

The votes from Whitefield, being for the Hon. E. Bartlett 49 votes, and Caleb Keith, Esq. 9, are not included in the foregoing estimate, because it does not appear by the clerk's return that the same is a true copy of record.

JOTHAM LORD, jun.

for the committee.

Which report having been read—
 Motion was made by Mr. Hill,

That said report be re-committed, with instructions to expunge the votes of the town of Ossipee, which were not constitutionally returned in season, and the votes of the town of Henniker, which are certified by the town clerk *not* to have been declared in open town meeting.

Which motion prevailed: and said report being re-committed, the committee reported as follows:—

By order of the Convention, the committee amend the report by rejecting the votes of Ossipee, being 160, leaving for the Hon. Richard Odell, - 5459

—And the votes of Henniker, being for the Hon. Richard H. Ayer 123, leaving for the Hon. Richard H. Ayer, - - - 4521

Motion was then made, that said report, as amended, be accepted.

Which motion prevailed.

On motion of Mr. Nealley of Lee,

The Convention then rose, and the Honorable Senate withdrew.

The following vote was communicated by message from the Honorable Senate, by their Clerk.

In Senate, June 8, 1822.

Voted, That Messrs. Hill and Hoit, with such as the House of Representatives may join, go to His Excellency the Governor, and inform him, that the Hon. Hunking Penhallow is elected Counsellor for the County of Rockingham; Hon. Richard Odell, Counsellor for the County of Strafford; Hon. Rich-

ard H. Ayer, Counsellor for the County of Hillsborough; Hon. Elijah Belding, Counsellor for the County of Cheshire; and Hon. Ezra Bartlett, Counsellor for the Counties of Grafton and Coos.

Read and concurred, and Messrs. Bean of Warner, Hoit of Moultonborough, Alexander of Winchester, Prescott of New-Castle, Jones of Enfield, Brown of Andover, Ingalls, Perkins, Knowlton, and Fox, joined.

Mr. Brown of Francestown, from the committee on incorporations, reported on the petition of Gilman Jewett and others, that the prayer of the petitioners be so far granted, that they have leave to bring in a bill.

Which report was accepted.

Mr. Brown also, from the same committee, reported on the petition of John Wakefield and others, that the prayer thereof be so far granted, that the petitioners have leave to bring in a bill.

Which report was accepted.

Mr. Brown also, from the same committee, reported on the petition of Henry Isaacs and others, that the prayer thereof be so far granted, that the petitioners have leave to bring in a bill.

Which report was accepted.

Mr. Brown also, from the same committee, reported on the petition of James Rundlet, that the prayer of said petition be so far granted, that the petitioner have leave to bring in a bill.

Which report was accepted.

Mr. Brown also, from the same committee, reported on the petition of Jonathan Nye and others, that the prayer thereof be so far granted, that the petitioners have leave to bring in a bill.

Which report was accepted.

Mr. Brown also, from the same committee, reported on the petition of sundry inhabitants of the town of Portsmouth, that the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill.

Which report was accepted.

Mr. Brown also, from the same committee, reported on the petition of the selectmen of Bartlett, that the prayer thereof be so far granted, that the petitioners have leave to bring in a bill.

Which report was accepted.

Mr. Brown also, from the same committee, reported on the petition of the President, Directors and Company of the Exeter Bank, that the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill.

Which report was accepted.

Mr. Ambrose presented the account of George Stickney :

Voted, That said account be referred to the standing committee on accounts, and that they report thereon.

On motion of Mr. Wilson of Gilmanton—

Voted, That three sets of the laws of this State lie on the Clerk's table for the use of the members of the

House, during this session ; and at the end of the session, that all the books used by the House, belonging to the State, be deposited in the library.

Adjourned to Monday next, ten o'clock forenoon.

MONDAY, JUNE 10, 1822.

The House met according to adjournment.

The Clerk gave notice, that agreeably to a vote of the House of last session, he had caused the copy of a certain petition, and order thereon, to be served on the Hon. Edward Evans, agreeably to said order.

On motion of Mr. Keith,

Ordered, That the return of said service lie on the table.

A bill, entitled, “ An act in addition to an act, entitled, An act to incorporate sundry persons by the name of the President, Directors and Company of the Exeter Bank,” introduced by Mr. Smith of Exeter, on Saturday last, by report of committee, was read a first time, and ordered to a second reading at ten o'clock forenoon to-morrow.

Mr. Chamberlain, from the committee on unfinished business, made the following report :—

That from an examination of the Journal and files of the last session of the House of Representatives, it appears, that the following matters were then depending and undetermined, and may present them-

selves for the consideration of the present Legislature
—to wit :

1. The petition of Thomas F. Odell and others, praying that one or more terms of the Superior Court of Judicature may be holden at Wolfeborough :

2. The petition of sundry inhabitants of the county of Strafford, praying for the removal of the term of the Superior Court from Gilford to Gilmanton, in said county :

3. Resolutions for publishing a new edition of the laws of the State :

4. Certain resolutions respecting additional terms of the Superior Court in each county :

5. Report of the judiciary committee on the boundary lines between Grantham and Springfield :

6. A bill, entitled, " An act in addition to an act to establish the rate at which polls and rateable estate shall be valued in making and assessing direct taxes, passed Dec. 4, 1812 :"

7. A bill, entitled, " An act to annex certain lands in Winnipissiogee lake to the town of Gilford :"

8. A bill, entitled, " An act in addition to an act to incorporate certain persons for the purpose of cutting a canal by Isle-of-Hookset falls :"

9. A bill, entitled, " An act to prevent unnecessary expense to towns in supporting paupers :"

10. A bill, entitled, " An act to incorporate sundry persons by the name of Claremont Bank :"

11. The petition of Isaac Riddle and another, the petition of David Riddle and others, and the remonstrance of Joseph Gregg and others, to be heard be-

fore the committee on incorporations on the first Tuesday of the present session :

12. The petition of the town of Seabrook, to be heard before the same committee, on the same day :

13. Petition of Stephen Goodhue and others, to be heard before the same committee, on the same day :

14. Petition of sundry inhabitants of Chester, Dunbarton, and Goffstown, to be heard before the same committee, on the same day :

15. Petition of the inhabitants of Paulsburgh, to be heard before the same committee, on the same day :

16. Petition of Enos Collins and others, to be heard before the same committee, on the same day :

17. Petition of Jonathan Hardy and others, to be heard before the same committee, on the same day :

18. Petition of the inhabitants of Fishersfield, to be heard before the same committee, on the same day :

19. Petition of Thomas H. Pettengill and others, praying for an investigation into the official conduct of the Hon. Edward Evans, Judge of Probate for the county of Grafton, to be heard on the second Wednesday of the present session :

20. Petition of Charles Barrett and others, for the incorporation of a bank at Amherst, to be heard before the committee on incorporations, on the first Tuesday of the present session :

21. Petition of Ebenezer Little and others, to be heard before the same committee, on the same day.

All which is submitted.

LEVI CHAMBERLAIN,

for the committee.

Which report was read and accepted.

Mr. Richardson presented the petition of Peter Walker and others, praying that the town of Chatham may be disjoined from the county of Coos, and annexed to the county of Strafford :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

A bill, entitled, " An act to incorporate E. G. Parrott, I. Cutter, Charles Coffin, Alexander Ladd, and Samuel Lord, and others, into a company by the name of the Portsmouth Insurance Company," introduced on Saturday last, by Mr. Evans of Portsmouth, by report of committee, was read a first time, and ordered to a second reading to-morrow at eleven o'clock forenoon.

Mr. Parker, of Amherst, presented the petition of Levi Jones, praying to be relieved from a military forfeiture :

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

On motion of Mr. Parker, of Amherst—

Voted, That the committee on military affairs be instructed to consider the expediency of providing by law for the removal of the arms, &c. belonging to this State, from Portsmouth to Concord, and providing for their safe keeping in the latter place, and report thereon, by bill or otherwise.

A bill, entitled, " An act to establish a corporation by the name of the Salmon Falls Manufacturing

Company," introduced on Saturday last by Mr. Evans of Portsmouth, agreeably to the report of a committee, was read a first time, and ordered to a second reading to-morrow at 11 o'clock forenoon.

Mr. Whitman presented the petition of sundry inhabitants of the towns of Ossipee, Effingham, and Tamworth, praying for the discontinuance of an act, incorporating Jeremy Kinison and Winthrop Smart, to make navigable Bear-Camp river, and to take toll for the same :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Hall presented the remonstrance of the town of Goffstown, and the remonstrance of Hugh I. Taggart and others, both praying that no part of the town of Goffstown may be set off :

Ordered, That said remonstrances be referred to the standing committee on incorporations, and that they report thereon.

Mr. Gleason presented the petition of the field officers of the 15th regiment, praying for the removal of an officer :

Ordered, That said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. — presented the petition of the inhabitants of the town of Errol, praying for an act of incorporation of said town :

Ordered, That said petition be referred to the

standing committee on incorporations, and that they report thereon.

Mr. Ladd presented the petition of William H. Y. Hackett and others, praying to be incorporated into a Musical Society :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Barrett presented the petition of James W. Bliss and others, praying for an act of incorporation of the Souhegan Factory :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

On motion of Mr. Wilson—

Voted, That so much of the report of the committee on unfinished business, as relates to the removal of the term of the Superior Court from Gilford to Gilmanton, in the county of Strafford, be referred to the members of the House from the county of Strafford ; and that they report thereon.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Wentworth presented the petition of Jonathan Tucker and others, praying for an act of incorporation to lock the Six Mile Pond and Stream, so called, for the benefit of transporting timber down said waters to Ossipee lake :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Abbot presented a petition, praying for the incorporation of a library in the town of Litchfield :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Meserve introduced a bill, by report of a committee, entitled, “An act extending the time limited for erecting and completing Bartlett Bridge ;”

—which was read a first time, and ordered to a second reading to-morrow at eleven o’clock forenoon.

Mr. Meserve presented the petition of Nathaniel Carleton and others, praying that his farm might be disannexed from the town of Bartlett, and annexed to the town of Adams :

Ordered, That the said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Meserve presented the petition of Daniel Pinkham and others, the petition of William C. Ford, the petition of Aaron Patterson, and the petition of Samuel Merrill, praying for the grant of State’s land :

Voted, That said petitions be referred to Messrs. Weeks, Sargent, Prescott of Kensington, Quimby of Sandwich, Ingalls, and Corliss ; and that they report thereon.

Mr. Sherburne presented the petition of the New-

Hampshire Fire and Marine Insurance Company, praying for an extension of their charter :

Ordered, That the said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Poole, from the military committee, reported on the petition of Joseph Sanders and others—

That the 7th section of the militia law authorizes the organization of a company of riflemen, with the consent of the Brigadier General; and that the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Poole, from the military committee, reported on the petition of certain officers of the 2d regiment—

That no evidence has been adduced to your committee, to support the charges therein contained; if the charges contained in the petition are true, the law applies a remedy; and that no further proceeding be had on said petition ;

—which report was accepted.

Mr. Toppan, from the committee to whom was referred His Excellency's Message, and what disposition shall be made of the several subjects therein contained,

REPORTED—

That so much thereof as relates to agriculture and manufactures, be referred to the standing committee on those subjects—

That so much as relates to the State prison, Warden, and prevention of crimes, be referred to a select committee of five members—

That so much as relates to the Superior Court, the powers of auditors in actions of account, and the law relative to suits against absconding debtors and their trustees, be referred to the standing committee on the judiciary—

That so much as relates to the power of Congress to expend the public resources on objects of internal improvements, be referred to a select committee of five members—

That so much as relates to the organization of the militia, and courts martial, be referred to the military committee.

—Which report was accepted.

Mr. Stevens, of Pembroke, gave notice, that he should, to-morrow at 4 o'clock afternoon, ask leave of the House to introduce a bill, entitled, "An act authorizing the sale, on execution, of the right of redeeming real estate mortgaged."

Mr. Alexander, of Keene, gave notice, that to-morrow, at 4 o'clock afternoon, he shall ask leave of the House to introduce a bill, entitled, "An act in addition to an act, entitled, An act for appropriating certain fines for the repairing of highways and bridges, passed June 17, 1807."

The committee, appointed to adjust and settle the accounts between this State, and the Treasurer thereof,

REPORTED—

That the Treasurer has exhibited to them, and they have carefully examined, the following accounts, from

the 4th day of June, 1821, to the 4th day of June,
1822—

FIRST—

An account of notes and bonds, amounting to \$5,913 32
Discharged by general cash account
for amount received—

For note signed by Josiah Gillis and		
others,	-	981 52
Note signed by Moses Foss, jr. & others,		831 80
Note signed by Thomas Beach,	-	100 00
Bond executed by Treasurer of Dart-		
mouth University,	-	4,000 00

\$5,913 32

SECOND—

An account of stock in the United States funds,
and bank stock, amounting to - - \$149,742 22
Discharged by general cash account—

For reimbursement of principal of
6 per cent. stock, - - 3,313 16

Amount of 6 per cent. stock remain-
ing in the funds, - - 8,689 61

Ditto 3 per cent. stock, - - 95,134 45

Ditto 7 per cent. stock, - - 17,605 00

New-Hampshire bank stock, - 25,000 00

\$149,742 22

THIRD—

A general cash account, embracing
the following items of credit, viz.

Balance of cash in the treasury,

June 4, 1821, - - \$ 4,765 44

Specie taxes outstanding,	-	2,696	43
Cash received of James Poole, for rent of medical building at Han- over,	- - - -	18	92
Cash borrowed pursuant to resolve of the Legislature,	- - -	17,000	00
Cash received for note signed by Josiah Gillis and others,	-	981	52
Cash received for land conveyed to Henry Schoff, pursuant to a re- solve,	- - - -	143	75
Cash received for travel overcharg- ed for a member from Holderness,		1	00
Cash received for land conveyed to I. Meserve, jun. pursuant to a resolve,	- - - -	18	89
Cash received for fines of militia exempts,	- - - -	16	00
Dividends and interest on stock in United States funds,	- - -	8,054	17
State tax for the year 1821,	-	30,000	00
<hr/>			
			\$63,696 12

Which sum is accounted for as fol-
lows—viz

Paid sundry orders drawn by the
Executive, for the current ex-
penses of the government, in-
cluding salaries, rolls for travel
and attendance of the Honorable
Council, Senate, and House of
Representatives, and appropri-
ations for deaf and dumb chil-

dren, and for agricultural pur-	
poses, - - -	29,881 20
Paid on account of State prison,	2,209 00
Paid for principal and interest of	
bank debts, - - -	17,597 04
Paid for redemption of State note,	5 00
Paid for wild cat bounty, -	180 00
Paid for crow bounty, - -	2 37
Paid Brigade Inspector, - -	13 72
Paid for gun houses, - .	70 00
Paid for expenses of courts martial,	609 84
Taxes outstanding prior to the year	
1821, - - -	1,013 30
Taxes outstanding for the year 1821,	359 56
Cash in the treasury, June 4, 1822,	11,805 09
	<hr/>
	\$ 63,696 12

That the accounts are duly vouched, correctly cast,
and the vouchers are herewith exhibited.

ARTHUR LIVERMORE,
THOMAS W. COLBY,
EDMUND TOPPAN,
DUDLEY LADD.

Concord, June, 1822.

Which report was accepted.

On motion of Mr. Parker, of Amherst—

Voted, That the committee appointed to settle with
the Treasurer of this State, be directed to inquire in-
to and report a particular statement of the outstanding
taxes due at the treasury, designating the years they

became due, the amounts, and what part it is proper to discharge.

On the second reading of a bill, entitled, “An act for the preservation of alewives in Cochecho river,”—

Motion was made by Mr. Stevens, of Pembroke, that said bill be referred to the judiciary committee, with instructions to report the same with amendments, or otherwise ;

—which motion prevailed.

On motion of Mr. Keith—

A message was sent to the Honorable Senate, by Messrs. Morrill of Weare, and Prescott of New-Castle, giving information, that the House is now ready to meet the Honorable Senate in Convention, for the purpose of proceeding in the elections, agreeably to the order of the day.

CONVENTION.

The Honorable Senate and House being met in Convention, in the Representatives’ chamber, agreeably to the order of the day—

On motion of Mr. Keith—

Proceeded to the choice of a Secretary, and Samuel Sparhawk, Esq. was elected.

On motion of Mr. Boody—

Proceeded to the choice of a Treasurer, and William Pickering, Esq. was elected.

On motion of Mr. Parker—

Convention then rose, and the Honorable Senate withdrew.

On motion of Mr. Keith—

Voted, That Messrs. Branscomb, Blair, Hall, Larry, and Ford, with such as the Senate may join, be a committee to wait on Samuel Sparhawk, Esq. and inform him of his election to the office of Secretary of this State, and on William Pickering, Esq. and inform him of his election as Treasurer of this State, for the ensuing year; and if they accept said offices, to receive from them the necessary bonds, and lay the same before the Legislature.

Agreeably to the report of the committee, to whom was referred the Governor's Message—

The Speaker, for the select committee, to whom shall be referred so much of said Message as relates to the State prison, Warden, and prevention of crimes, appointed Messrs. Webster of Plymouth, Chamberlain, Walker, Evans of Portsmouth, and Bruce—

On so much thereof as relates to the power of Congress to expend the public resources on objects of internal improvement, the Speaker appointed Messrs. Toppan, Weeks, Perkins, Smith of Exeter, and Cochran of New-Boston.

Adjourned to nine o'clock to-morrow morning.

TUESDAY, JUNE 11, 1822.

The House met according to adjournment.

Mr. Tilton presented the petition of Theodore Moses and others, praying for an incorporation by the name of the Exeter Mechanic Association :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Jones, of Milton, introduced a bill, agreeably to report of committee, entitled, "An act to incorporate certain persons by the name of the Milton Social Library ;"

—which was read a first time, and ordered to a second reading to-morrow at ten o'clock forenoon.

Mr. — presented the petition of Jonathan Hogg, praying for the alteration of his name and that of his family :

Ordered, That the said petition be referred to the standing committee on the alteration of names, and that they report thereon.

On motion of Mr. Evans of Portsmouth —

Voted, That Messrs. Evans of Portsmouth, Stevens of Pembroke, Barrett, Morrill of Concord, and Stevens of Charlestown, be a committee to take into consideration the propriety of repealing the act passed at the last session, entitled, "An act to establish a literary fund," and report thereon, by bill or otherwise.

Mr. Egerton introduced a bill, agreeably to report of committee, entitled, "An act to incorporate St. Paul's Lodge No. 30 ;"

—which was read a first time, and ordered to a second reading to-morrow morning at ten o'clock.

Mr. Barrett introduced a bill, agreeably to report of a committee, entitled, "An act to incorporate a

company by the name of the Mason Cotton Factory ;”

—which was read a first time, and ordered to a second reading to-morrow morning at ten o’clock.

Mr. Nealley of Lee, from the joint committee to whom was referred the subject of compensation to the Rev. Mr. French, for preaching the Election Sermon,

REPORTED,

That the Rev. Jonathan French receive Twenty Dollars for that service ;

—which report was accepted.

Resolved, That the Rev. Jonathan French be allowed the sum of twenty dollars, for preaching the Election Sermon on the 6th of June instant, and that the same be paid out of the treasury.

The following communication from His Excellency the Governor was received by the Secretary :—

To the Senate and House of Representatives.

GENTLEMEN,

I transmit herewith the Adjutant-General’s return of the numbers and equipments of the militia of this State, with his letter on subjects connected with the interests of the militia : and the return of the Commissary-General, containing an account of the ordnance, arms, accoutrements, and military stores, belonging to this State, in his custody.

SAMUEL BELL.

June 11, 1822.

Which communication having been read—

On motion of Mr. Stevens of Pembroke—

Voted, 'That the communication, received this day from His Excellency the Governor, and the documents accompanying the same, be referred to the standing military committee; and that they report thereon, by bill or otherwise.

Adjutant and Inspector General's Office,

Concord, June 7, 1822.

*His Excellency Samuel Bell, Commander in Chief
of the Militia of New-Hampshire.*

SIR,

I have the honour of submitting a general abstract of the inspection returns of the militia of New-Hampshire, for the year 1822, with a return of the number of the regimental colours, infantry regulations, &c. in possession of the militia officers, and belonging to the State. The regimental returns, as in the last year, have all been made within the time prescribed by law.

In pursuance of an act of the Legislature, passed 29th June, 1821, authorizing and empowering me, as Adjutant-General, to require all persons who had received from my predecessor in office, any money appropriated for music money, and had neglected to pay over the same to the captains or commanding officers of the several companies for whom such money was intended, I have called upon all persons who have received from the State any music money under the law passed 24th June, 1814: and in relation to this subject, submit the following statement:—

It appears, that from the time the act passed, to the

year 1820, the late Adjutant-General paid over to the Colonels and commanding officers of the several regiments, for the use of the companies in their respective regiments, the sum of four thousand nine hundred and eleven dollars. Of this sum, three thousand four hundred seventy-one dollars have been accounted for by those officers receiving it, who have lodged in this office such vouchers of its being applied according to law, as, it is presumed, will be satisfactory, being principally the original receipts from the commanding officers of companies: one hundred and ninety-six dollars in cash and notes have been reimbursed, (see schedule hereto annexed) as not having been applied to the objects for which it was appropriated; and one thousand four hundred and forty dollars is still unaccounted for: so that, after deducting the expenses which have arisen in collecting it, there will remain in my hands, in cash and notes, one hundred sixty-nine dollars and sixty cents. Of the one thousand four hundred and forty dollars remaining unaccounted for, it will be extremely difficult to ascertain the amount that has been misapplied, and to collect it.— Some of the persons receiving it have died, and their estates have been rendered insolvent; others have neglected to give any account of the disbursement of the money they received; and against others, prosecutions have been commenced, which have not yet terminated.

The annual appropriation by law, of twelve dollars to each company, is more than sufficient for powder and port-fire; and the remainder, after deducting the

expense of hiring horses on muster days, ought to be applied to the ordinary repairs of the piece and harness. But this is sometimes, if not often, not applied at all; and it seems necessary that some method should be devised to check the evil. If the officers of each artillery company were restricted to a certain number of pounds of powder and port-fire, and were required to make repairs on the piece and harness as often as necessary, not at any time exceeding the annual appropriation, and should, on exhibiting their vouchers for the expenditure, be entitled to the amount of expense actually incurred, it is believed the evil would, in a great measure, be removed.

Agreeably to your order of the 6th August, 1821, I applied to Robert Neal, jun. Esq. Commissary-General, for a piece of ordnance for the use of the 23d regiment; but there being none of a suitable calibre in the arsenal, and no appropriation having been made for the purchase of one, the said regiment is still destitute of a piece of artillery.

It has been reported to this department, that in some instances the gun-houses, built at the expense of the State, have become out of repair, and in consequence thereof, the ordnance and harness are much exposed to the weather.

I am, Sir, most respectfully,
your obedient servant,

JOSEPH LOW,

*Adjutant and Inspector General
of the Militia of New-Hampshire.*

*The following is the schedule of monies reimbursed,
referred to in the Adjutant-General's letter, p. 70.*

Col. John Rollins	\$ 12 00
Col. William Moore	6 00
Col. Asa Foster	2 00
Col. Henry F. Eaton	12 00
Col. Moses H. Clement	6 00
Col. David Winkley	17 00
Col. Jonathan Copp	2 00
Col. Jonathan Beane	20 00
Col. Merrick Piper	6 00
Col. Joseph Greeley	16 00
Col. Hugh Moore	26 00
Col. John Alden	33 00
Col. Joseph Merrill	22 00
Col. Philip S. Harvey	16 00
	<hr/>
	\$ 196 00

*An Abstract of the Adjutant-General's return of the
Militia of New-Hampshire.*

DIVISION AND BRIGADE STAFF.

- 3 Divisions
- 6 Brigades
- 3 Major-Generals
- 6 Aids-de-Camp
- 3 Division-Inspectors
- 6 Brigadier-Generals
- 6 Aids
- 4 Brigade-Inspectors
- 6 Brigade-Quartermasters
- 4 Judge-Advocates

FIELD AND STAFF.

38	Regiments
35	Colonels
35	Lieutenant-Colonels
36	Majors
37	Adjutants
38	Quartermasters
37	Paymasters
38	Surgeons
32	Surgeons' Mates
32	Chaplains
37	Sergeant-Majors
35	Quartermaster-Sergeants
37	Drum-Majors
38	Fife-Majors

467 *Aggregate of Field and Staff Officers.*

CAVALRY.

41	Companies
40	Captains
74	Lieutenants
38	Cornets
144	Sergeants
84	Corporals
31	Musicians
1,450	Privates

1,911 *Aggregate of Cavalry Officers and Privates.*

ARTILLERY.

38	Companies
35	Captains
74	Lieutenants
141	Sergeants

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JOURNAL OF THE HOUSE.

91 Corporals
 99 Musicians
 979 Privates

1,419 *Aggregate of Artillery Officers and Privates.*

**INFANTRY, LIGHT INFANTRY, AND GRENA-
DIERS.**

376 Companies
 359 Captains
 340 Lieutenants
 336 Ensigns
 1,270 Sergeants
 518 Corporals
 1,043 Musicians
 21,124 Privates

24,990 *Aggregate of Infantry, Light Infantry, and Grenadier Officers and Privates.*

RIFLEMEN.

8 Companies
 8 Captains
 8 Lieutenants
 3 Ensigns
 30 Sergeants
 18 Corporals
 31 Musicians
 287 Privates

390 *Aggregate of Officers and Privates of Riflemen.*

ARMS AND ACCOUTREMENTS.**IN THE CAVALRY.**

1449 swords
 1446 sword-scabbards and belts

2905 pistols
1638 holsters
1499 saddles and bridles
1486 mail pillions
1375 valises
1491 cartridge-boxes and belts
1468 pairs boots
1468 pairs spurs
35 trumpets and bugles
22 colours.

IN THE ARTILLERY.

1137 swords
1140 sword-scabbards and belts
165 knapsacks
28 brass 4-pounders
1 iron do.
8 tumbrils
39 sponges and rammers
41 ladles and worms
65 ammunition boxes
39 tube boxes
27 haversacks
27 lint and port-fire stocks
40 horns and wires
50 lead aprons
7 prolonges
9 bricoles
65 drag-ropes
45 sets horse harness
35 trail hand-spikes
53 drums and fifes
22 colours.

*JOURNAL OF THE HOUSE.**IN THE INFANTRY, &c.*

16,369 muskets
15,967 bayonets
16,104 iron ramrods
16,019 cartridge-boxes and belts
31,157 spare flints
15,883 priming wires and brushes
15,414 canteens
345 drums
287 fifes

IN THE RIFLE COMPANY.

83 rifles
51 powder horns
83 pouches
63 knapsacks
40 canteens
6 drums
4 fifes

COLOURS AND BOOKS.

35 regimental colours
418 militia laws
1123 infantry regulations
127 roll-books
308 orderly-books

RECAPITULATION.

Companies	463	
Captains	442	
Lieutenants	496	
Ensigns	344	
Cornets	38	
Sergeants	1,585	
Corporals	711	
Musicians	1,254	
Privates	23,840	
Cavalry officers and privates	-	1,911
Artillery	-	1,419
Riflemen	-	390
Infantry, Light Infantry, and Grenadiers,	-	24,990
Division, Brigade, and Field, and		
Staff Officers,	-	505
		<hr/>
Total—		29,215

Arms, Accoutrements, &c.

Muskets	-	-	-	16,369
Iron ramrods	-	-	-	15,104
Bayonets	-	-	-	15,967
Cartridge boxes and belts				17,510
Priming wires and brushes				15,883
Flints	-	-	-	31,157
Rifles	-	-	-	83
Powder horns	-	-	-	51
Pouches	-	-	-	83
Knapsacks	-	-	-	328
Canteens	-	-	-	15,454

Haversacks	-	-	-	27
Drums and Fifes	-	-	-	695
Colours	-	-	-	79
Horsemen's pistols	-	-	-	2,905
Swords	-	-	-	2,586
Sword-scabbards and belts	-	-	-	2,586
Trumpets and bugles	-	-	-	35
Holsters	-	-	-	1,638
Saddles and bridles	-	-	-	1,499
Mail pillions	-	-	-	1,486
Valices	-	-	-	1,375
Pairs of boots	-	-	-	1,468
Pairs of spurs	-	-	-	1,468
Brass 4-pounders	-	-	-	28
Iron 4-pounder	-	-	-	1
Tumbrils	-	-	-	8
Sponges and rammers	-	-	-	39
Ladles and worms	-	-	-	41
Ammunition boxes	-	-	-	65
Tube boxes	-	-	-	39
Lint and port-fire stocks	-	-	-	27
Horns and wires	-	-	-	40
Lead aprons	-	-	-	50
Prolonges	-	-	-	7
Bricoles	-	-	-	9
Drag-ropes	-	-	-	65
Horse-harnesses	-	-	-	45
Trail handspikes	-	-	-	35

Abstract of the Commissary-General's return.

Ordnance and Ordnance Stores.

- 3 iron 32-pounders, mounted and serviceable
- 1 iron 32-pounder, dismounted, serviceable
- 1 iron 32-pounder, dismounted, unserviceable

2	iron 24-pounders, dismantled, serviceable
2	iron 9-pounders, dismantled, serviceable
15	iron 6-pounders, dismantled, serviceable
2	iron 4-pounders, dismantled, serviceable
8	good travelling spare carriages
2	bad ditto
11	sponges and rammers
12	ladles and worms
5	ladles
6	match and port-fire stocks
8	trail staves
3	quoins and wedges
8	lead aprons
180	round shot, 32's
190	ditto, 24's
606	ditto, 18's
50	ditto, 12's
180	ditto, 6's
530	ditto, 4's
725	ditto, 3's
8	bar shot, 24's
10	18's
220	6's
35	4's
35	3's
7	case shot, 6's
109	3's
44	wads, 32's
50	6's
50	4's
7	ammunition chests
1	set single harness, bad

Small Arms, Accoutrements, and Military Stores.

- 2847 muskets from the United States, in boxes, good
 13 in bad order
 2847 bayonets from the United States, in boxes, good
 7 in bad order
 48 old muskets, good
 45 old bayonets, good
 12 cartridge boxes and belts, bad and damaged
 3 bayonet scabbards and belts, good
 5 ditto, bad and damaged
 2240 flints, good
 6200 ditto, (at Haverhill)
 56 boxes musket balls, good, cartridges filled
 40 quarter casks powder, (at Haverhill)
 4000 musket balls, good, cartridges empty
 14 boxes musket balls, good
 20 ditto, (at Haverhill)
 23 ammunition boxes, good
 5 camp kettles, good
 62 iron wheels, good
 1 set copper measures, from 1 bushel to a half-jill
 4 copper weights, good, 56lb., 28lb., 14lb., 4lb.
 1 scale-beam, good and large
 2 shovels, damaged and bad
 3 spades, good
 2 ditto, bad and damaged
 9 pick axes, bad and damaged
 4 iron bars, good
 10 hand spikes, good
 600 sets broken shot-langrage.

Besides the above, there are 12 stands of arms complete, in the hands of Capt. George Tuckerman, and 3 stands in the hands of Capt. Benjamin Flowell, both receipted for in April, 1814.

Mr. Boody submitted the following resolutions, which, on motion of Mr. Cogswell, were ordered to lie on the table—

Resolved, That it is expedient to divide the State into Districts for the election of Representatives in the Congress of the United States—

Resolved, That a committee be appointed for that purpose.

The following vote, from the Honorable Senate, was communicated by Mr. Carrigain, their Clerk—

In Senate, June 11, 1822.

Voted, That Messrs. Hoit and Livermore, with such as the House of Representatives may join, be a committee to inquire what or whether any rules for the government of both Houses are necessary; and to report thereon, by bill or otherwise.

Sent down for concurrence.

Read and concurred—and Messrs. Nealley of Lee, Chase, Clindenon, Tilton, Hoit of Tufstonborough, Parker of Amherst, Alexander of Keene, Keith, Ladd, and Baker, joined.

On the second reading of a bill, entitled, “An act to establish a corporation by the name of the *Salmon Falls Manufacturing Company*,”

Motion was made by Mr. Stevens of Pembroke, that said bill be committed to the standing committee on agriculture and manufactures, and that they report thereon:

—which motion prevailed.

L

On the second reading of the bill, entitled, "An act to incorporate E. G. Parrott, J. Cutter, Charles Coffin, Alexander Ladd, and Samuel Lord, and others, into a company by the name of the Portsmouth Insurance Company,"

Motion was made by Mr. Colby of Hopkinton, that said bill be referred to the standing judiciary committee, and that they report thereon :

—which motion prevailed.

Mr. Chamberlain moved, that so much of the report of the committee on unfinished business as relates to a bill, entitled, "An act in addition to an act, entitled, An act to establish the rates at which polls and rateable estates shall be valued in assessing direct taxes, passed December 16, 1812," be now taken up and acted upon ;

—which motion prevailed.

On motion of Mr. Chamberlain—

The aforesaid bill was read a first time, and ordered to a second reading this day at 12 o'clock ; and on its second reading,

On motion of Mr. Chamberlain, said bill was referred to the committee on agriculture and manufactures.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, "An act to incorporate

E. G. Parrott and others, by the name of the Portsmouth Insurance Company," reported said bill, without amendment;

—which report was accepted.—And,

On motion of Mr. Brown of Hopkinton, said bill was ordered to lie on the table.

Mr. Jones of Milton, presented the remonstrance of Richard Furber, jun. and others, against a division of the 2d regiment:

Ordered, That said remonstrance be referred to the standing military committee, and that they report thereon.

Mr. Meserve presented the remonstrance of John Hart, against the petition of certain individuals praying for grants of State's land:

Ordered, That said petition be referred to the committee appointed on the petition of Daniel Pinkham and others, and that they report thereon.

Mr. Webster of Conway, presented the remonstrance of William Eastman and others, against the petition of the town of Bartlett, praying for the establishment of a new town line:

Ordered, That said remonstrance be referred to the committee on incorporations, and that they report thereon.

On motion of Mr. Morrill of Weare—

Voted, That Messrs. Morrill of Weare, Weeks, and Bowles, be a committee to consider and report what compensation shall be made to the officers of the civil list, the current year.

Mr. Russell presented the petition of Thomas Cloutman and others, praying that the northerly company of militia in Wakefield may be annexed to the 33d regiment :

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

Agreeably to notice given yesterday,

Mr. Stevens, of Pembroke, had leave to introduce a bill, entitled, " An act authorizing the sale on execution, of rights in equity of redeeming real estate mortgaged."

Which was read a first time, and ordered to a second reading to-morrow morning at 10 o'clock.

Mr. Handerson introduced a bill, agreeably to the report of a committee, entitled, " An act to incorporate Webb Chapter of Royal Arch Masons, No. 6."

Which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

The following vote from the Honorable Senate was communicated by Mr. Carrigain, their Clerk—

In Senate, June 11, 1822.

Voted, That Messrs. Hill and Buzzell, with such as the House of Representatives may join, be a committee to take into consideration the returns of the votes for and against the question, whether a new County shall be erected, embracing the following towns, viz. :—Allenstown, Bow, Canterbury, Concord, Chichester, Epsom, Northfield, Pembroke,

London, and Pittsfield, in the county of Rockingham; and Andover, Boscawen, Bradford, Dunbarton, Fishersfield, Henniker, Hopkinton, New-London, Salisbury, Sutton, Warner, and Wilmot, in the county of Hillsborough; together with the bill on that subject, postponed at the last session, in the Senate; and that they report by bill or otherwise.

Sent down for concurrence.

Read and concurred, and Messrs. Parker of Amherst, Greenough, Toppan, Webster of Boscawen, Poole, Wentworth, Ambrose, Keith, Bowers, and Knowlton, joined.

On motion of Mr. Blodget—

Ordered, That hereafter, the time assigned for the second reading of all bills shall be at eleven o'clock in the forenoon.

Agreeably to notice given yesterday,

Mr. Alexander had leave to introduce a bill, entitled, “An act in addition to an act passed June 17, 1807, appropriating fines for repairing highways and bridges;”

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

Mr. Webster of Conway, presented the petition of Thomas F. Odell and others, praying for the incorporation of a Bank in Conway.

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Brown of Francestown, presented the peti-

tion of the New-Hampshire Cotton and Woollen Factory at Hillsborough, praying to have their capital stock exempt from taxation :

Ordered, That said petition be referred to the standing committee on agriculture and manufactures, and that they report thereon.

On motion of Mr. Rogers—

Voted, That the committee on unfinished business be instructed to report what disposition shall be made of the several subjects contained in their report of yesterday, which are not already disposed of.

The following vote from the Honorable Senate was communicated by Mr. Carrigain, their Clerk—

In Senate, June 11, 1822.

Voted, That the committee, raised to take into consideration the returns of votes for and against the question whether a new County shall be erected out of certain towns there named, be instructed to take also into consideration the propriety of repealing the first section of an act, passed June 27, 1809, entitled, "An act in addition to and amendment of an act, entitled, An act for the punishment of idle and disorderly persons, for the support and maintenance of the poor, and for designating and defining the powers of overseers of the poor."

Sent down for concurrence.

Read and concurred.

Mr. Branscomb, from the committee appointed to wait on Samuel Sparhawk, Esq. and inform him of his election to the office of Secretary; and on Will-

iam Pickering, Esq. and inform him of his election to the office of Treasursr ;

REPORTED,

That the said Samuel Sparhawk and William Pickering have severally declared their acceptance of the respective offices to which they have been elected, and have furnished the committee with the bonds accompanying their report—

Which report was accepted ; and

On motion of Mr. Keith,

Voted, That the Secretary's bond be lodged with the Treasurer, and the Treasurer's bond with the Speaker of the House of Representatives.

Mr. Ambrose presented the petition of the Selectmen of Concord, praying for an alteration in the dividing line between Concord and Boscawen :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Adjourned to nine o'clock to-morrow morning.

WEDNESDAY, JUNE 12, 1822.

The House met according to adjournment.

Mr. Brackett presented the account of John W. Weeks :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Brown of Francestown, from the committee on

incorporations, reported on the petition of the New-Hampshire Fire and Marine Insurance Company, that the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill—

Which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Joseph Chase, Jr. and others, that the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill—

Which report was accepted.

Mr. Brown, from the same committee, reported on the petition of James W. Bliss and others, that the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill—

Which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Jonathan Rogers and others, that said petition be postponed to the first Tuesday of the next session of the Legislature; that the petitioners be then heard thereon before the committee on incorporations; and that the petitioners give notice thereof to all concerned, by causing the substance of their petition, and order of notice thereon, to be published in the New-Hampshire Patriot and State Gazette, six weeks successively, the last publication to be six weeks prior to said day of hearing—

Which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Jonathan Tucker and others, that said petition be postponed to the first Tuesday of the next

session of the Legislature ; that the petitioners be then heard before the committee on incorporations, & that the petitioners cause the substance of their petition and order of notice thereon, to be published in the New-Hampshire Patriot and State Gazette, six weeks successively, the last publication to be six weeks prior to said day of hearing, that all persons interested may appear and show cause, if any they have, why the prayer thereof should not be granted.

Which report was accepted.

Mr. Brown, from the same committee, reported on the petition of the inhabitants of Erroll, that said petition be postponed to the first Tuesday of the next session of the Legislature ; that the petitioners be then heard before the standing committee on incorporations ; and that they cause the substance of their petition, and order of notice thereon, to be published three weeks successively in the New-Hampshire Patriot and State Gazette, commencing six weeks prior to said day of hearing, that all persons interested may appear and shew cause, if any they have, why the prayer of said petition should not be granted.

Which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Peter Walker and others, that said petition be postponed to the first Tuesday of the next session of the Legislature ; that the petitioners be then heard thereon before the standing committee on incorporations ; and that they cause the substance of

their petition, and order of notice thereon, to be published in the New-Hampshire Patriot and State Gazette, three weeks successively, the last publication whereof to be six weeks prior to said day of hearing, that all persons interested may appear and shew cause, if any they have, why the prayer of said petition should not be granted.

Which report was accepted.

Mr. Brown, from the same committee, reported on the petition of David Steele and others, that said petition be postponed to the first Tuesday of the next session of the Legislature ; that the petitioners be then heard thereon before the standing committee on incorporations ; and that they cause the substance of their petition, and order of notice thereon, to be published in the New-Hampshire Patriot and State Gazette, three weeks successively, the last publication whereof to be six weeks before said day of hearing, that all persons interested may appear and shew cause, if any they have, why the prayer of said petition should not be granted.

Which report was accepted.

Mr. Brown, from the same committee, on the petition of Isaac Riddle and another, and the petition of David Riddle and others, also the remonstrance of Joseph Gregg and others, that after having fully heard the parties, they respectfully

REPORT—

That the prayer of the petitioners be so far granted, that they have leave to bring in a bill ;

—which report was accepted.

Mr. Tilton, from the judiciary committee, to whom was referred the petition of sundry inhabitants of the town of Rye,

REPORTED—

That they have had the same under consideration, and recommend that no further proceedings be had thereon at this time, and that the same be postponed to the next session of the Legislature :

—which report was accepted.

Mr. Tilton, from the same committee, to whom was referred a bill, entitled, “An act for the preservation of alewives in Cochecho river,”

REPORTED,

That they have had the same under consideration, and that said bill be indefinitely postponed ;

—which report was accepted.

The committee who were instructed to report what disposition shall be made of the several matters contained in their report of Monday last, which are not already disposed of, reported, that they have attended to the duty assigned them, and—

REPORT—

That the petition of Thomas F. Odell and others, be referred to the delegation from the county of Stratford—

That the resolutions for holding additional terms of the Superior Court in each county, be referred to the committee on the judiciary—

That the resolutions for publishing a new edition of the laws of the State, be referred to the committee on the judiciary—

That the report of the judiciary committee, on the boundary lines between Grantham and Springfield, be referred to the committee on the judiciary—

That a bill, entitled, “ An act to annex certain Islands in Winnepissiogee lake to the town of Gilford, be referred to the committee on incorporations—

That a bill, entitled, “ An act in addition to an act to incorporate certain persons for the purpose of cutting a Canal by Isle of Hookset Falls, be referred to the committee on incorporations—

That a bill, entitled, “ An act to prevent unnecessary expense to towns in supporting paupers, be referred to a committee of ten members—

That a bill to incorporate the Claremont Bank, be referred to the committee on incorporations—

That on the petition of Thomas H. Pettengill and others, relative to the official conduct of the Hon. Edward Evans, the parties be heard before the committee of the whole House, this day at ten of the clock in the forenoon.

LEVI CHAMBERLAIN,

for the committee.

Which report was read and accepted.

On motion of Mr. Smith of Exeter—

The House resolved itself into a committee of the whole, Mr. Parker of Amherst in the chair, on that part of the report of the committee on unfinished business, on the petition of Thomas H. Pettengill and others, relative to the official conduct of the Hon. Edward Evans, Judge of the Probate of Wills, &c.

for the county of Grafton ; and after some time spent therein, the Speaker resumed the chair, and Mr. Parker reported, that the committee of the whole House had had that part of the report of the committee on unfinished business under consideration, which related to the official conduct of the Hon. Edward Evans ; but not having had time to go through the same, they had directed him to report progress, and ask leave to sit again—which was granted.—And,

On motion of Mr. Webster of Plymouth—

Tuesday next, at ten o'clock forenoon, was assigned as the time when the House will again resolve itself into a committee of the whole on the same subject.

Mr. Stevens of Pembroke, from the committee on agriculture and manufactures, to whom was referred the bill, entitled, “ An act to establish a corporation by the name of the Salmon Falls Manufacturing Company, made the following

REPORT—

That they have had the same under consideration, and recommend that the fourth and sixth sections therein be stricken out, and that the sections herewith exhibited, numbered 4 and 6, be adopted instead thereof ; which sections, so reported, are as follows :—

Sec. 4. *And be it further enacted*, That at all meetings of the members of said corporation, duly notified and holden, each member shall be entitled to cast one vote for each share that he may be the owner and holder of in said corporation, on all questions

that may come before such meetings; and absent members may be represented and vote at such meetings by an agent for that purpose duly authorized in writing, signed by the member or members to be represented, which writing shall be filed with the clerk of said corporation; and at such meetings, all questions shall be decided by a majority of the votes cast: *Provided, however*, that in the assessment of taxes on the shares in said corporation, three-fourths of the votes cast shall be required to make such assessments binding on the members of said corporation.

Sec. 3. *And be it further enacted*, That the personal estate of said corporation, not exceeding thirty thousand dollars in amount, be, and the same is hereby, exempted from taxation for and during the term of three years from and after the passing of this act.

The 4th section proposed to be stricken out of said bill, is as follows:—

“Sec. 4. *And be it further enacted*, That at all meetings of the members of said corporation, each member shall be entitled to give one vote for each share he may hold; and absent members may be represented and vote by an agent duly authorized by writing, signed by the member or members to be represented; such writing shall be filed with the clerk; and all questions shall be decided by a majority of votes given.”

The report of said committee was then, on motion, so far accepted as respects the 4th section of said bill,

which was stricken out; and the 4th section, as reported, was adopted in its place.

The 6th section of said bill, recommended by said committee to be stricken out, is as follows:—

“Sec. 6. *And be it further enacted*, That the land, buildings, and machinery of the said corporation, necessary to carry on the aforesaid manufactures, and also the stock employed by the said corporation in the said manufactures, not exceeding thirty thousand dollars in amount, shall be, and hereby is, exempted from taxation, for and during the term of five years from the passing of this act.”

On motion of Mr. Brown of Hopkinton, said bill was ordered to lie on the table.

Mr. Story presented the petition of Joseph Healey and others, praying to be incorporated into a charitable society, by the name of Mount Vernon Lodge No. 15:

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Aiken, of Bedford, presented the petition of William P. Riddle and another, officers of the 9th regiment, praying for the removal of John P. Webster:

Ordered, That said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. Ambrose presented the account of Joseph Coffran :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Smith of Claremont, presented the petition of Jonathan Nye and others, praying to be incorporated into a society, to be known by the name of *Hiram Lodge No. 9*, in Claremont :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Wilson of Gilmanton, presented the petition of Jeremiah Sawyer and others, praying for the incorporation of a Library in Gilmanton :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

A bill, entitled, "An act extending the time limited for erecting and completing Bartlett Bridge"—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate E. G. Parrott, I. Cutter, Charles Coffin, Alexander Ladd, and Samuel Lord and others, into a company by the name of the "Portsmouth Insurance Company"—having had three several readings, passed to be enacted.

A bill, entitled, “An act in addition to an act, entitled, An act to incorporate sundry persons by the name of the President, Directors, and Company of the Exeter Bank”—having had three several readings, passed to be enacted.

Mr. Wilson of Gilmanton, presented the petition of James Weymouth, praying for exemption from military forfeiture :

Ordered, That said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. Doe presented the petition of John Brown, praying for the alteration of his name :

Ordered, That the said petition be referred to the standing committee on the alteration of names, and that they report thereon.

The following communication, from his Excellency the Governor, was received by the Secretary—

To the Senate and House of Representatives.

GENTLEMEN,

I transmit herewith, copies of the returns received from the Banks in this State since the last session of the Legislature.

SAMUEL BELL.

June 12, 1822.

Which communication was read ; and,

On motion of Mr. Tilton—

Voted, That said communication, and reports accompanying the same, be referred to Messrs. Tilton, Doe, Alexander, Bartlett of Salisbury, and Russell ; and that they report thereon.

N

On motion of Mr. Doe—

The bill, entitled, “An act to establish a corporation by the name of the Salmon Falls Manufacturing Company,” which was ordered to lie on the table in the forenoon, was called up—

Motion was made by Mr. Doe to strike out the 6th section of said bill, agreeably to report of committee, as recorded on the Journal in the forenoon ;

—which motion prevailed.

Motion was then made, that the section reported by said committee as a substitute for the 6th section aforesaid, be adopted ;

—which motion did not prevail.

Motion was then made by Mr. Doe, that a new section be added to the bill, by which twenty thousand dollars personal property might be exempted from taxation for the term of three years ;

—which motion did not prevail.

On motion of Mr. Toppan, said bill was then ordered to lie on the table.

Mr. Quimby, of Springfield, presented the account of Charles Flanders :

Ordered, That said account be referred to the standing military committee, and that they report thereon.

The following communication was received from his Excellency the Governor, by the Secretary—

To the Senate and House of Representatives.

GENTLEMEN,

I herewith communicate the report and statement

of the Warden of the State Prison, of the receipts and profits, expenses and disbursements, and of the general concerns of the institution, for the year ending May 31, A. D. 1822, in conformity to the provisions of the law on that subject; which report and statement have been duly examined and approved by the Board of Directors.

SAMUEL BELL.

June 12, 1822.

On motion of Mr. Toppan, the aforesaid communication, and documents accompanying the same, was referred to the committee appointed on so much of His Excellency's message as relates to the State prison, Warden, &c. ;—with instructions to report thereon.

WARDEN'S STATEMENT.

To the Honourable General Court, at their session in June, 1822.

Agreeably to the act providing for the regulation and government of the State Prison, the undersigned Warden submits the following statement of the receipts and profits, expenses and disbursements, and the general concerns of the Prison, for the year ending May 31, 1822.

The receipts of the Institution being derived chiefly from the labour of convicts employed in the various branches of business carried on therein, and the disbursements being made in the purchase of provisions and clothing, raw materials, for the pay and subsistence of watchmen and overseers, and for incidental expenses—distinct and particular accounts are

kept with the several departments of the Prison, the balances of which, are considered as shewing its income and expenditure.

INCOME.

From the Smith's Shop.

Amount of property on hand, consisting of stock and tools, on the 31st May, 1821, \$469 17

Additional stock since purchased, wages of overseers, repairs and other expenses, 1322 83

Making the sum disbursed on account of this department, 1792 00

Received and charged during the last year for articles sold, for custom work, and work done for the other departments, 2541 50

Value of stock and tools on hand, May 31, 1822, 461 22

Making the amount of receipts from this department, 3002 72

Exceeding the sum disbursed, and which may be considered as profits accruing from the smith's shop, the sum of 1210 72

Coopers' Shop.

Amount of stock and tools

on hand, May 31, 1821, 972 72

Stock since purchased, re-

pairs, &c. 625 44

———— 1598 16

Received and charged for

articles sold 1413 84

Stock and tools on hand,

May 31, 1822, 1361 00

———— 2804 84

Exceeding the sum dis-

bursed on account of this

department, 1206 68

Stone Shop.

Stock, tools, and hammer-

ed stone on hand May

31, 1821, 4913 32

Stock since purchased, re-

pairs, wages, &c. 4276 00

———— 9189 22

Received and charged for

hammered stone the past

year, 6560 97

Stock and tools on hand,

May 31, 1822, 3728 83

———— 10,289 80

Exceeding the disburse-

ments for this depart-

ment, 1100 58

Shoe Shop.

Stock and tools on hand	
May 31, 1821,	57 31
Stock since purchased,	769 96
	<hr/> 827 27
Received and charged for	
shoes, &c.	1107 62
Stock and tools on hand	
May 31, 1822,	236 81
	<hr/> 1344 43
Exceeding the disburse-	
ments for this depart-	
ment,	517 16
Received for the labour of	
convicts let on contract,	261 90
—Weaving,	30 18
—Tailor's work,	7 42
—Interest,	7 88
—of persons visiting the Prison,	172 65
Bro't forward from the two preceding pages,	1210 72
Ditto	1206 68
Ditto	1100 58
	<hr/>
Total amount of income	
accruing from the Pris-	
on,	4515 17

EXPENDITURE.

Provisions on hand, May	
31, 1821,	\$598 34
--purchased during the last	
year,	1208 11
	<hr/> 1806 45

Amount of provisions on hand,	
May 31, 1822,	893 92
Leaving for the amount	
consumed the last year,	912 53
Clothing and bedding on	
hand, May 31, 1821,	406 67
Purchased and made since,	424 73
	831 40
On hand, May 31, 1822,	494 12
Leaving for the amount consumed last year,	337 23

EXPENSES.

Furniture and fuel on	
hand, May 31, 1821,	471 53
Amount since paid for	
wages and subsistence of	
watchmen, subsistence	
of overseers, fuel, re-	
pairs, &c.	1899 63
	2371 16
Deduct furniture and fuel	
on hand May 31, 1822,	382 92
Leaves for net amount of	
expenses the last year,	1988 24
Hospital department,	56 84
Screws on hand, 1821,	52 40
1822,	29 85—balance 22 55
	33317 44
Total amount of income,	4515 17
‘ ‘ of expenditure,	3317 44
Balance gained,	\$1197 73

By the Schedule herewith marked B, it appears, that the amount of debts due to the institution has increased the last year the sum of \$2545 49. And by the Schedule marked A, it appears that the property on hand has decreased during the same period the sum of \$352 69. To which add the sum drawn from the Treasury, being \$1000, and their amount (\$1352 69) deducted from the increased amount of debts, leaves the sum gained of \$1192 50

From a consideration of the amount of debts due, and the probability that a considerable portion of them will be received in time to meet the exigencies of the Prison, the undersigned is of the opinion that all the disbursements necessary on its account for the ensuing year, may be made from the proceeds of the prison, without further aid from the Treasury. But as accidents may happen, and failures may occur to diminish its income, and as ready money is of the utmost importance in managing the concerns of the Prison to the best advantage—he would respectfully suggest the expediency of appropriating the sum of two thousand dollars to be drawn from the Treasury, in case the Governor and Council, upon a particular examination of the affairs of the Prison, may deem it necessary. Of the last year's appropriation of two thousand six hundred dollars, the sum of one thousand dollars only has been drawn.

MOSES C. PILSBURY, *Warden.*

Concord, June 1, 1822.

SCHEDULE A.—PROPERTY ON HAND.

<i>State Prison,</i>	<i>May 31, 1821.</i>	<i>May 31, 1822.</i>
House Furniture	\$150 75	\$157 31
Prison do.	145 78	150 58
Fuel	175 00	75 00
Screws	52 40	20 85
Weaver's Shop	25 00	25 00
Beds and bedding	217 50	241 00
Clothing	189 17	253 12
Shoe Shop	57 31	236 81
Provisions	598 34	893 92
Smith's Shop	469 17	461 22
Stone Shop	4913 22	3728 83
Cooper's Shop	972 72	1361 00
	<hr/> 7966 36	<hr/> 7613 67
	<hr/> 7613 67	

Decreased amount \$252 69 from 1821 to 1822.

SCHEDULE B.—STATEMENT OF DEBTS.

Due to the Institution, May 31, 1821—

On book	2858 01
On notes	1334 38
	<hr/> 4192 39

Owing from the Institution,
May 31, 1821, 1425 28

Balance in its favour - - - \$2767 11

Due May 31, 1822— On book 4856 92

On notes 1418 03

6274 97

Owing May 31, 1822, 962 67

Balance in its favour - - - \$5312 30

Increased balance in favour of
the Institution from 1821 to 1822, \$2545 19

Mr. Stevens, of Wilton, laid the following motion on the table :

That the committee on military affairs be instructed to inquire into the expediency of authorizing commanding officers of companies to call out their respective companies once in each year, in addition to the time they are now required to, for improvement in military discipline ;

—which motion did not prevail.

Mr. Richardson presented the remonstrance of Jonathan Seavey, against the petition of Job Eastman, praying for a grant of State's land, being land called the Copp lot, in Chatham :

Ordered, That said remonstrance be referred to the committee on the petition of Daniel Pinkham and others, and that they report thereon.

On motion of Mr. Nealley of Lee,

Voted, That the committee on agriculture and manufactures be instructed to consider what exemptions from taxation, if any, and for what term of time, shall be allowed to any Factory Incorporation petitioned for and established in this State ; and that they report, by bill or otherwise.

On the second reading of a bill, entitled, "An act making provision for the sale, on execution, of all rights in equity of redeeming real estate mortgaged,"

Motion was made by Mr. Stevens of Pembroke, that said bill be referred to the judiciary committee, and that they be instructed to report said bill with or without amendments ;

—which motion prevailed.

On the second reading of a bill, entitled, "An act in addition to an act, passed June 17, 1807, appropriating fines for repairing highways and bridges,"

On motion of Mr. Alexander, it was referred to the judiciary committee.

Adjourned to nine o'clock to-morrow morning.

THURSDAY, JUNE 11, 1822.

The House met according to adjournment.

On motion of Mr. Boody—

The following resolution, submitted by him on Tuesday last, and then ordered to lie on the table, was called up : viz—

Resolved, That it is expedient to divide the State into Districts for the election of Representatives in the Congress of the United States—

Resolved, That a committee be appointed to report a bill for that purpose.

On motion to pass said resolve, it passed in the negative.

Mr. Evans of Warner, presented the petition of Sarah Mirick, praying for relief in a certain case :

Ordered, That said petition be referred to the judiciary committee, and that they report thereon.

Mr. Meserve presented the petition of the field officers of the 36th regiment, praying for an enlargement of the limits of said regiment :

Ordered, That said petition be referred to the military committee, and that they report thereon.

Mr. Baker presented the petition of the selectmen of Campton, praying for liberty to erect a toll bridge at Little's falls :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Baker also presented the petition of Moses Foss and others, praying that the time of payment of a debt due from them to the State may be extended :

Voted, That said petition be referred to the committee appointed to adjust and settle the accounts between this State and the Treasurer thereof, and that they report thereon.

Mr. Ladd presented the petition of A. Martin and others, praying to be incorporated by the name of Mount Lebanon Lodge No. 32 :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Webster of Boscawen presented the petition of John Rogers and others, praying to be incorporated into a musical society :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Evans presented the petition of Thomas R. White and others, praying to be incorporated by the name of Warner Lodge No. 35 :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Webster of Boscawen gave notice, that to-morrow he should ask leave to introduce a bill, entitled, "An act to prevent unnecessary expense to towns in supporting paupers."

Mr. Parker of Amherst presented the memorial of a number of the inhabitants of the county of Grafton, relative to the petition of Thomas H. Pettengill and others, relating to the official conduct of the Hon. Edward Evans :

Voted, That said memorial be referred to the committee of the whole House on that subject.

Mr. Abbot, agreeably to report of committee, presented a bill, entitled, "An act for an incorporation of a social library, in the town of Litchfield ;"

—which was read a first time, and ordered to a second reading to-morrow morning at 11 o'clock.

Mr. Breck presented the petition of John B. M'Gregory and others, praying for the repeal of the act, passed June 30, 1818, for the relief of poor debtors ; also the act in addition thereto, passed July 1, 1819 :

Ordered, That said petition be referred to the judiciary committee, and that they report thereon.

Mr. Pool, from the military committee, to whom was referred the petition of Thomas Cloutman and others, praying that the northern company of militia in Wakefield, be annexed to the 33d regiment,

REPORTED—

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Poole, from the same committee, to whom was referred the petition of Thomas Cloutman and others,

REPORTED,

That it is expedient, in the opinion of said committee, that the prayer of said petitioners be so far granted, that the line be established agreeably to the prayer thereof, provided that the officers now in commission be in no way affected thereby, while they perform military duty by virtue of their commissions ;

—which report was accepted.

Agreeably to the report of the committee, appointed to report what disposition shall be made of the several subjects reported by the committee on unfinished business,

The Speaker announced the following committee, to take into consideration a bill, entitled, “ An act to prevent unnecessary expense to towns in supporting paupers,” viz. Messrs. Story, Lambert, Crosby, Davis, Tillotson, Webster of Conway, Caldwell, Aiken of Bedford, Veasy, and Stinson ; and that they report thereon.

Mr. Tilton, from the judiciary committee, to whom was referred the resolutions for publishing a new edition of the laws of the State,

REPORTED—

That they have had the same under consideration, and that said resolutions be indefinitely postponed ;

—which report was accepted.

Mr. Brown, of Francestown, from the committee on incorporations,

Reported on the petition of Theodore Moses and others,

That the prayer of the petitioners be so far granted, that they have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of sundry inhabitants of Ossipee, Effingham, and Tamworth,

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Thomas F. Odell and others, praying for a bank in Conway,

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

On the second reading of a bill, entitled, “ An act to incorporate a company by the name of the Proprietors of the Piscataquog Lock and Canal,”

On motion, said bill was referred to the committee on incorporations, with instructions to report with or without amendments.

Mr. Tilton gave notice, that to-morrow he should ask leave to introduce a bill, entitled, “ An act extending the powers of the Justices of the Superior Court of Judicature in certain cases.

On motion—

Voted, That Messrs. Ambrose and Poole be added to the committee appointed to report what compensation shall be made to the officers of the civil list the current year ; and that said committee

be also instructed to report what compensation shall be made to the members of the Legislature, and their officers, the present session.

Mr. Nealley of Lee, from the committee on elections, to whom was referred the consideration of the returns and qualifications of the members of the House,

REPORTED,

That they have examined all the returns of members presented to them, and that the evidence exhibited by their several certificates of election as Representatives to the General Court the year ensuing, commencing on the first Wednesday of June instant, admits of no doubt in the opinion of your committee : that the number of one hundred and ninety-seven Representatives were legally chosen and returned, and duly qualified by the requisite oaths of office, and as such entitled to their seats as members of this House : that the member from the town of North-Hampton is not included in the foregoing statement, the town clerk not shewing, by his return of the member, when or where the meeting was held for the choice of Representative, or that he was chosen to represent said town in the General Court of this State ; which certificate your committee transmits, with the report, for the consideration of the House.

Submitted—

EDWARD B. NEALLEY,
for the committee.

Which report was

Ordered, on motion of Mr. Nealley, to lie on the table.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, "An act in addition to an act, entitled, An act for appropriating certain fines for the repairing of high ways and bridges, passed June 17, 1807,"

REPORTED—

That they have had the same under consideration, and that said bill be indefinitely postponed; which report was

Ordered, on motion of Mr. Toppan, to lie on the table.

Adjourned to three o'clock afternoon.

Met according to adjournment.

A bill, entitled, "An act to incorporate St. Paul's Lodge No. 30,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate Webb Chapter of Royal Arch Masons No. 6,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act in addition to an act, entitled, An act to incorporate the New-Hampshire Fire and Marine Insurance Company,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate Milton Social Library,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate a company by the name of the Proprietors of the Mason Cotton Factory,"

—having had three several readings, passed to be enacted.

The following resolution from the Honorable Senate was communicated by Mr. Carrigain their Clerk.

In Senate, June 13, 1822.

Resolved, That Capt. Partridge's company of cadets, while in this town the present and ensuing week, have liberty to occupy the area under the Representatives' hall, or the large committee-room under the Senate chamber, at and during the hours while the Legislature shall not be in session.

Sent down for concurrence.

PHILIP CARRIGAIN, Clerk.

Same day, read and concurred.

On motion of Mr. Alexander,

The report of the judiciary committee, to whom was referred a bill, entitled, "An act in addition to an act, entitled, An act for appropriating fines for the repairing of high ways and bridges, passed June 27, 1807," in the words following :

"That said committee have had the same under consideration, and that said bill be indefinitely postponed," was called up—and,

On motion to accept said report, it passed in the negative.

Motion was then made, that said bill pass to a second reading :

—which motion prevailed.

A bill, entitled, “An act to establish a corporation by the name of the Salmon Falls Manufacturing Company,”

—having had three several readings, passed to be enacted.

Mr. Poole presented the memorial of Thomas H. Pettengill and others, in relation to the official conduct of the Hon. Edward Evans, Judge of Probate for the county of Grafton ; and also a specification of charges against the said Edward—which, on motion of Mr. Parker of Amherst, were ordered to lie on the table—and the Assistant Clerk was directed to make out a copy of said charges, and deliver the same to the said Edward, or cause the same to be delivered to him forthwith.

Mr. Smith of Exeter, agreeably to notice given on a former day, had leave to introduce a bill, entitled, “An act empowering the selectmen and firewards of the town of Exeter to appoint additional fire-engine men.”

Mr. Tilton, from the judiciary committee, made the following report :

“The judiciary committee, to whom was referred the resolutions, that provision ought to be made by law for holding three terms of the Superior Court of Judicature annually in each county, except the county of Coos ; that two of said terms ought to be held by one or more Justices of said Court for trial of issues of fact, and the other term ought to be held by all the Justices of said Court for trial of questions of law ; and that the Superior Court of Judicature ought to consist of a Chief Justice and three Associate Justices ;

have had the same under consideration, and report, that said resolutions be indefinitely postponed :”

—which report was accepted.

Mr. Poole, from the military committee, to whom was referred the petition of Theron Converse, praying for pecuniary aid,

REPORTED,

That they have taken the subject into consideration, and have no doubt but the facts therein stated are true ; but as he received a donation from the State in 1812, of one hundred dollars, the committee think it inexpedient to make any further grant ; and recommend that the petitioner have leave to withdraw his petition :

—which report was accepted.

The following communication, from His Excellency the Governor, was received by the Secretary—

To the Senate and House of Representatives.

GENTLEMEN,

I herewith transmit the report of the commissioners of the literary fund, in conformity to the provisions of the law relative to that subject.

SAMUEL BELL.

June 12, 1822.

Which report is as follows :—

In obedience to the directions of the act, entitled, “An act to establish a literary fund, to be collected from the several banking corporations within this State,” passed June 29, 1821, the commissioners therein named respectfully submit to the Honorable Legislature, the following

STATEMENT.

By cash received for bank tax, from the banks following, viz.

Exeter Bank,	-	-	-	-	\$ 500 00
Rockingham Bank,	-	-	-	-	500 00
Cheshire Bank,	-	-	-	-	500 00
New-Hampshire Bank,	-	-	-	-	565 19
New-Hampshire Union Bank,	-	-	-	-	750 00
New-Hampshire Strafford Bank,	-	-	-	-	459 68
Concord Bank, S. Sparhawk, Cashier,	-	-	-	-	195 50
Concord Bank, Geo. Kent, Cashier,	-	-	-	-	300 00
Grafton Bank,	-	-	-	-	500 00
Portsmouth Bank,	-	-	-	-	500 00
					<hr/>
					\$ 4770 37

SAMUEL BELL,
SAMUEL SPARHAWK,
WILLIAM PICKERING, } Com-
mission-
ers.

June 12, 1822.

Which communication and statement were,

On motion of Mr. Tilton,

Ordered, to lie on the table.

Mr. Poole, from the military committee, reported on the account of Charles Flanders, that he receive the amount thereof, it being seven dollars and seventy-seven cents;

Which report, on motion of Mr. Parker of Amherst, was

Ordered, to lie on the table.

On motion of Mr. Toppan,

Voted, That to-morrow at ten o'clock forenoon, be the time assigned for the House to proceed to the

choice of a Senator from this State to the Congress of the United States.

Adjourned to nine o'clock to-morrow morning.

FRIDAY, JUNE 14, 1822.

The House met according to adjournment.

A bill, introduced yesterday, by leave of the House, entitled, "An act empowering the selectmen and fire-wards of the town of Exeter to appoint additional fire-engine men,"

—was read a first time, and ordered to a second reading to-morrow morning at 11 o'clock.

Mr. Brown of Francestown, from the committee on incorporations, reported on the petition of Joseph Healey and others,

That the prayer thereof be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Jonathan Nye and others,

That the prayer thereof be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of William H. Y. Hackett and others,

That the prayer thereof be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Jeremiah Sawyer and others,

That the prayer thereof be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of the selectmen of Concord,

That said petition be postponed to the first Tuesday of the next session of the Legislature ; that the petitioners be then heard before the standing committee on incorporations; and that the petitioners give notice to the town of Boscawen, by causing a copy of said petition, and order thereon, to be served upon the selectmen of Boscawen, at least six weeks prior to the next annual meeting of said town of Boscawen, in March next, that said town may show cause, if any they have, why the prayer of said petition should not be granted.

—which report was accepted.

Mr. Tilton, from the judiciary committee, to whom was referred the communication of His Excellency the Governor, with the returns of the several banks in the State—

REPORTED—

That they have attended to that duty ; that the returns from the several banks are made conformable to law, and that they are all solvent ;

—which report was accepted.

Mr. Brown of Andover, presented the petition of sundry inhabitants of Northfield, praying for the amendment or repeal of an act, in addition to an act,

entitled, "An act for regulating towns, and the choice of town officers," passed November session, 1820 :

Ordered, That said petition be referred to the standing judiciary committee, and that they report thereon.

On motion of Mr. Toppan—

Proceeded to ballot for a Senator from this State to serve in the Congress of the United States six years from the third day of March next ; and His Excellency Samuel Bell was elected on the part of the House.

On motion of Mr. Chamberlain—

Voted, That the memorial of Thomas H. Petten-gill and others, (which was read yesterday, and ordered to lie on the table) be referred to Messrs. Webster of Boscawen, Chamberlain, Morey, Rix of Littleton, and Allen ; and that said committee have power to send for such persons and papers as upon inquiry they may deem necessary to the investigation of the subject to which said memorial relates, to be had before the committee of the whole House on Tuesday next.

On motion of Mr. Aiken of Chester—

The report of the military committee on the account of Charles Flanders, (which was ordered to lie on the table yesterday) was called up and re-committed.

Mr. Poole, from the military committee, reported on the petition of John M. Dudley and others, praying for an act of incorporation, by the name of the

Washington Military Association, that the petitioners have leave to withdraw their petition :

—which report was accepted.

Mr. Stevens of Pembroke, from the committee on agriculture and manufactures, to whom was referred the consideration what exemptions from taxation, if any, and for what term of time, shall be allowed to any factory incorporation petitioned for and established in this State—

REPORTED,

That having had under their consideration the subject matter of their commission, they exhibit a bill for the consideration of the House :

—which report was accepted—and the bill so reported, entitled, “ An act to exempt from taxation, for a limited time, one-fourth part of the real estate of cotton and woollen factories,”

—was read a first time, and ordered to a second reading on Tuesday next, at ten o'clock forenoon.

On motion of Mr. Stevens of Pembroke—

Voted, That the standing committee on accounts, and all other committees, whose duty it is or may be to examine and report on accounts and claims presented for allowance, be instructed to report specially the sum allowed, and for what articles or services such allowances are reported.

Mr. Colby of Hopkinton, from the committee on accounts, reported on the account of George Stickney—which, on motion of Mr. Stevens of Pembroke, was re-committed.

Q

Mr. Colby, from the same committee, reported on the account of Joseph Cofran—which, on motion of Mr. Barrett, was re-committed.

Mr. Barrett, agreeably to report of a committee, presented a bill, entitled, “An act to incorporate a company by the name of the Proprietors of the Souhegan Factory,”

—which was read a first time, and ordered to a second reading to-morrow at 11 o’clock.

Mr. Clark gave notice, that he will ask leave to-morrow to present a bill, entitled, “An act to create a corporation by the name of The Trustees of Donations for the support of publick worship in Salisbury Village.”

Mr. Colby of Hopkinton, from the committee to whom was referred the petition of Moses Foss, jun. and others,

REPORTED—

That the prayer of the petition be so far granted, that an extension of the time of payment of one year from the first day of June, 1822, be granted them on said note, agreeably to an accompanying resolve ;

—which report was accepted.

The following resolve was then read, and,

On motion of Mr. Toppan, was postponed to Friday of next week :—

Resolved, That Moses Foss, jun. and others, be allowed a further time of twelve months, from the first day of June, 1822, for the payment of a debt due by them to the State of New-Hampshire : provided the interest now due on said note be immediately paid.

Mr. Story, agreeably to the report of a committee, presented a bill, entitled, "An act to incorporate Joseph Healey and others, into a society by the name of Mont Vernon Lodge No. 15 ;"

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Colby, of Hopkinton, presented the account of Benjamin Peirce :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Rix of Dalton, presented the petition of the selectmen of Dalton and others, praying for a different classification for the election of a Representative to the General Court of this State :

Ordered, That said petition be referred to the standing committee on elections, and that they report thereon.

Mr. Nealley of Lee, presented the following resolve, which was made the order of the day, for Monday next at three o'clock afternoon :

Resolved, That the committee on the judiciary be instructed to report a bill establishing a Court of Common Pleas in each county in this State.

Mr. Brown, of Francestown, from the committee on incorporations, reported on the petition of the Directors of the Noyes Public School in the town of Andover :

That the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Keith gave notice, that to-morrow, at ten o'clock, he shall move for the re-consideration of the vote, passed yesterday, on the resolutions for districting the State for the choice of Representatives to the Congress of the United States.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Tilton presented the petition of Ebenezer W. Ball, agent for the Amesbury Cotton and Woollen Manufactory Company and others, relative to the dam and sluice ways in the same, across Powow river, at a place called Trickling falls in East Kingston, and for some relief in the premises :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Agreeably to notice given yesterday, Mr. Tilton had leave to introduce a bill, entitled, "An act extending the powers of the Justices of the Superior Court of Judicature in certain cases ;"

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

Mr. Poole, from the military committee, to whom was referred the petition of Job C. Waldron and others, officers of the second regiment, praying for a division of said regiment, reported, that they have heard all the statements of those who appeared in favour and against the division of said regiment, and have given to the subject all that attention which its

importance demands ; after a thorough investigation, they are of opinion that it is expedient to grant the prayer of said petition :

—which report was accepted.

Mr. Poole, from the same committee, reported on the remonstrance of Richard Furber, jr. and others, against a division of the second regiment of militia,

That the petitioners have leave to withdraw their remonstrance ;

—which report was accepted.

On the second reading of a bill, entitled, “ An act in addition to an act, passed June 17, 1807, appropriating fines for repairing highways and bridges ;”

Motion was made by Mr. Tilton, that the further consideration of said bill be postponed to Tuesday next, at 11 o'clock, forenoon :

—which motion prevailed.

Mr. Parker, of Amherst, presented the report of the board of agriculture, made in pursuance of existing laws, which was read ; and,

On motion of Mr. Parker, said report was referred to the committee on agriculture and manufactures.

A message was received from the Honorable Senate, by Mr. Carrigain, their Clerk, communicating a bill, entitled, “ An act requiring an oath or affirmation to be administered to moderators of town meetings,” which had passed the Honorable Senate, and in which the concurrence of the House was requested ;

—which bill was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Carrigain, by message from the Honorable Senate, communicated information that the Honorable Senate had concurred with the House in the election of His Excellency Samuel Bell, to serve as Senator from this State in the Congress of the United States for the term of six years from the third day of March next ;

On motion of Mr. Toppan—

Voted, That Messrs. Toppan, Smith of Peterborough, Gordon, Durkee, and Loomis, with such as the Senate may join, be a committee to wait upon His Excellency Samuel Bell, and inform him of his election by both branches of the Legislature, as Senator of this State to the Congress of the United States for the term of six years from and after the third day of March next.

A message from the Honorable Senate, by Mr. Carrigain their Clerk, gave information,

That the Senate was ready to concur with the House in the passage of a bill, entitled, “An act to establish a corporation by the name of the Salmon Falls Manufacturing Company,” with this amendment, that the following words be added to the second section,

“Provided, this act shall not authorize the building of mills, mill-dams, trading or manufacturing houses, except at Salmon Falls river in Somersworth”—and,

On motion, the House agreed to said amendment.

Mr. Alexander gave notice, that on Monday next, at three o'clock afternoon, he shall ask leave to introduce a bill, entitled, “An act in addition to an act to

incorporate certain persons by the name of the Washington Library, passed June 29, 1821."

Mr. Butler presented the petition of sundry inhabitants of Pelham, praying for a law for the preservation of fish in their respective ponds :

Voted, That said petition be referred to Messrs. Butler of Pelham, Peasley of Fishersfield, and Way, and that they report thereon.

Mr. Webster of Boscawen, agreeably to notice given yesterday, introduced a bill, entitled, "An act to prevent unnecessary expenses to towns in supporting paupers" :

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

Mr. Bowles presented the account of Clement Storer :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Poole, from the military committee, reported on the petition of the 36th regiment,

That the prayer of the petitioners be granted ;

—which report was accepted.

Mr. Tilton, from the judiciary committee, to whom was referred the report of the committee on the boundary lines between Grantham and Springfield, reported, that they have attended to that subject, and recommend that no further proceedings be had thereon. but that the same be indefinitely postponed ;

—which report was accepted.

On motion of Mr. Parker of Amherst—

The several bills, being eight in number, reported by the committee appointed at the session holden November, A. D. 1820, to revise the probate laws of this State, and which were ordered to be printed on the 8th instant ;

—were severally read a first time, and ordered to a second reading to-morrow at 11 o'clock—

The titles of which bills are recorded on the Journal of the 8th instant.

Adjourned to nine o'clock to-morrow morning.

SATURDAY, JUNE 15, 1822.

The House met according to adjournment.

The Speaker gave notice, that Samuel Morey, Esq. member of the House from the town of Orford, desired leave of absence—which was granted ; and,

Resolved, That Samuel Morey, Esq. have and receive out of the treasury the sum of thirty-six dollars in full for his travel and attendance, as a member of the House of Representatives the present session from the town of Orford.

Mr. Smith of Claremont, agreeably to report of committee, presented a bill, entitled, “ An act to incorporate Jonathan Nye and others, into a society by the name of Hiram Lodge No. 9 ;”

—which was read a first time, and ordered to a second reading on Tuesday next, at 11 o'clock.

Mr. Clark, agreeably to report of committee, presented a bill, entitled, "An act to incorporate the Directors of the Noyes School in Andover,"

—which was read a first time, and ordered to a second reading on Tuesday next at eleven o'clock.

Mr. Clark, agreeably to notice given yesterday, had leave to present a bill, entitled, "An act to create a corporation by the name of The Trustees of Donations for the support of public worship in Salisbury Village,"

—which was read a first time, and ordered to a second reading on Tuesday next at eleven o'clock.

Mr. Nealley, from the committee on elections, to whom was referred the petition of Centre-Harbour praying for leave to send a Representative to the General Court,

REPORTED—

That the town of Centre-Harbour hereafter have leave to send a Representative to the General Court of this State, until such time as the Legislature shall otherwise order, and that a resolve for that purpose pass accordingly ;

—which report was accepted.

Mr. Poole presented the petition of John Kimball and others, students of Dartmouth College, praying that an act may be passed, exempting them from military duty :

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

Mr. Toppan presented the memorial of Charles Gleason, agent of the town of Grantham, against the petition of Ebenezer Little and others, praying to be disannexed from the town of Grantham,

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Keith, from the committee, to whom was referred the petition of the selectmen of Bristol, praying to be made a half-shire town for the county of Grafton,

REPORTED—

That the petitioners have leave to withdraw their petition;

—which report was accepted.

Resolved, That the town of Centre-Harbour, hereafter have leave to send a Representative to the General Court of this State, until such time as the Legislature shall otherwise order.

Mr. Brown of Francestown, from the committee on incorporations, reported on the petition of the town of Seabrook,

That the petitioners have leave to bring in a bill ;
—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Thomas R. White and others,

That the prayer thereof be so far granted, that the petitioners have leave to bring in a bill ;
—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Aaron Martin and others,

That the prayer thereof be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of John Rogers and others,

That the prayer of the petition be so far granted, that the petitioners have leave to bring in a bill.

Agreeably to report of a committee, Mr. Aiken of Chester presented a bill, entitled, "An act to divide the second regiment of militia in this State," which was read a first time, and ordered to a second reading on Monday next, at eleven o'clock forenoon.

Mr. Toppan, agreeably to report of a committee, presented a bill, entitled, "An act to confirm and establish the westerly boundary line of the town of Seabrook," which was read a first time, and was ordered to a second reading on Tuesday next at 11 o'clock.

On the second reading of a bill, entitled, "An act to prevent unnecessary expenses to towns in supporting paupers," motion was made that said bill be referred to the committee to whom was referred a bill with the same title on the 13th instant ;

—which motion prevailed.

On motion of Mr. Toppan,

Voted, To re-consider a vote passed yesterday, agreeing to an amendment, proposed by the Honorable Senate, to a bill, entitled, "An act to establish a corporation by the name of the Salmon Falls Manufacturing Company, and

On motion of Mr. Toppan,

Voted, That the House do not concur with the Honorable Senate in their proposed amendment.

Ordered, That the Assistant Clerk give information thereof to the Honorable Senate.

Agreeably to notice given yesterday, Mr. Keith moved for the re-consideration of a vote rejecting a resolve for districting the State for the choice of Representatives to the Congress of the United States ;
—which motion prevailed.

It was then voted, on motion of Mr. Webster of Boscawen, that the further consideration of said resolve be postponed to Wednesday next, at three o'clock afternoon.

On the second reading of a bill, entitled "An act extending the powers of the Justices of the Superior Court of Judicature, in certain cases,"

On motion of Mr. Toppan,

Voted, That said bill be referred to the standing judiciary committee, and that they report thereon.

On motion of Mr. Chamberlain,

Voted, That the committee to whom is referred a bill, entitled, "An act to prevent unnecessary expense to towns in supporting paupers," be instructed to inquire into the expediency of providing by law, that all persons who have no legal settlement in any town or place in this State, and who may stand in need of relief, shall be relieved at the expense of the town or place where such person shall happen to be, without recourse to the county for indemnity for any expense so incurred.

On the second reading of a bill, entitled, "An act requiring an oath or affirmation to be administered to moderators of town meetings," which had passed the Honorable Senate, and was sent down for concurrence,

Mr. Brown of Francestown, moved that said bill be indefinitely postponed ;

—which motion prevailed.

Ordered, That the Assistant Clerk give information thereof to the Honorable Senate.

Mr. Whittemore presented the petition of J. Patterson, praying to be excused from a military fine :

Ordered, That said petition be referred to the military committee, and that they report thereon.

Mr. Colby, from the committee on accounts, reported on the account of George Stickney, that he be allowed for refreshments furnished for the Concord Light Infantry, on election day for forty men, at 68 cents each,

	\$ 27 20
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Expense for extra musicians,	15 75
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Amounting to	\$ 42 95
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—which report was accepted, and a resolve passed accordingly.

Mr. Colby, from the same committee, reported on the account of Joseph Cofran, that he be allowed for

21 lbs. powder, at 25 cents per lb.	\$ 5 25
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1 1-2 gallons punch	1 50
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Paid John P. Gass, for refreshments	2 50
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Paid for service of two horses	1 50
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Paid S. Brown for transporting cannon from gun house, &c.	- - -	1 60
Amounting to	- - -	<u>\$ 12 35</u>

in full of his account :

—which report was accepted, and a resolve passed accordingly.

On the second reading of a bill, entitled, “ An act to incorporate a company by the name of the Proprietors of the Souhegan Factory,” Mr. Barrett moved, that the bill be amended by inserting the following words in the fourth section after the words “ in all cases” viz: “ except the raising of money, which shall require three-fourths of the whole number of votes present ;”

—which motion prevailed.

Said bill then passed a second reading, and was ordered to be engrossed and read a third time on Monday next, at three o’clock afternoon.

Mr. Poole, from the military committee, who were instructed to consider the expediency of providing by law for the removal of the arms, &c. belonging to the State, from Portsmouth to Concord, and providing for their safe keeping in the latter place, asked leave to report a statement of facts from the Commissary General’s return, with an estimate of the expense of the removal of the military stores, &c.

2860 guns and bayonets, estimated to weigh,	28,600
48 old guns and bayonets,	480
127 gun boxes to transport arms, &c. in	6,350
56 boxes of ball cartridges filled,	7,350

12 old cartridge boxes, and 2240 flints,	100
4000 ball cartridges, not filled,	250
44 boxes musket balls,	2,800
23 ammunition boxes,	345
5 camp kettles,	50
1 set copper measures,	400
1 do. weights,	102
1 scale beam and scales,	200
2 shovels, 5 spades, 9 pick axes,	450
4 iron bars, 10 hand spikes,	
600 lbs. broken shot,	600

 lbs. 48,077

Expense of transporting from Portsmouth
to Concord of the above articles, esti-
mated at } \$240 38

Necessary repairs of the boxes to trans-
port the arms in, estimated at } 42 33

 \$ 282 71

Rent of building to contain arms, &c. at }
Concord, per annum, estimated at } 20 00

Compensation of an officer to superin-
tend the delivery and reception of the
arms, &c., } 12 00

 \$ 314 71

Estimation of the weight of the heavy }
ordnance and appurtenances, } lbs 112,555

Expense of transportation from Ports- }
mouth to Concord, estimated at } \$ 562 77

—Which report having been read, on motion of
Mr. Brown, of Hopkinton,

Voted, That the same lie on the table.

On the second reading of a bill, entitled, "An act for the descent and distribution of intestate estates ;"

On motion of Mr. Parker,

Voted, That said bill be referred to the standing judiciary committee, and that they report thereon.

On the second reading of a bill, entitled, "An act for the devising of real estate, the attestation, filing, and recording of wills, in certain cases, and distribution of testate estates ;"

On motion,

Voted, That said bill be referred to the standing judiciary committee, and that they report thereon.

On the second reading of a bill, entitled, "An act for regulating the distribution and settlement of insolvent estates ;"

On motion,

Voted, That said bill be referred to the standing judiciary committee, and that they report thereon.

On the second reading of a bill, entitled, "An act empowering the several Judges of Probate to license executors, administrators, and guardians, to sell real estate, in certain cases, and for perpetuating the evidence of such sales ;"

On motion,

Voted, That said bill be referred to the standing judiciary committee, and that they report thereon.

On the second reading of a bill, entitled, "An act defining the jurisdiction, powers, and duties, of a Judge of Probate, and the duties, exemptions, and

liabilities of executors, administrators, and guardians, in certain cases ;”

On motion,

Voted, That said bill be referred to the standing judiciary committee, and that they report thereon.

On the second reading of a bill, entitled, “ An act regulating suits on probate bonds, and directing the manner in which such bonds may be taken ;”

On motion,

Voted, That said bill be referred to the standing judiciary committee, and that they report thereon.

On the second reading of a bill, entitled, “ An act authorizing and regulating appeals from the decisions of a judge of probate ;”

On motion,

Voted, That said bill be referred to the standing judiciary committee, and that they report thereon.

On the second reading of a bill, entitled, “ An act to repeal certain acts therein mentioned ;”

On motion,

Voted, That said bill be referred to the standing judiciary committee, and that they report thereon.

Adjourned to Monday next, ten o'clock forenoon.

MONDAY, JUNE 17, 1822.

The House met according to adjournment.

On motion of Mr. Poole—

Resolved, That for the purpose of accommodating
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Capt. Partridge in exercising and manœuvring his company of cadets, the Speaker cause the front middle gate of the State-House yard to be closed, and that Capt. Partridge be permitted to occupy all said yard in front of the stone work, excepting the side walks, which are reserved for the members and spectators, &c.

Mr. Poole presented the account of Amos A. Brewster, sheriff of the county of Grafton :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Brown of Francestown, from the committee on incorporations, reported on the petition of the selectmen of Campton, that said petition be postponed to the second Tuesday of the next session of the Legislature ; to be then heard before the standing committee on incorporations; and that said petitioners cause the substance of said petition, and order of notice thereon, to be published in the New-Hampshire Patriot and State Gazette, six weeks prior to said day of hearing, that all persons interested may appear and shew cause, if any they have, why the prayer of said petition should not be granted ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of the New-Hampshire Cotton and Woollen Factory at Hillsborough, that the petitioners have leave to bring in a bill so far altering the act of incorporation, that each share shall have one vote in the assessment of money, and the transaction of other business; and providing that the bill shall not take effect till assented to by all the corporators;

—which report was accepted.

Mr. Brown also from the same committee, to whom was referred a bill, entitled “An act to incorporate sundry persons by the name of the President, Directors, and Company of the Claremont Bank,” reported, that all said bill, after the title thereof, be stricken out, and that the bill accompanying this report be substituted;

—which report was accepted.

And the bill so reported, was read a first time, and ordered to a second reading to-morrow, at eleven o’clock forenoon.

Mr. Evans of Portsmouth, gave notice that to-morrow at 4 o’clock afternoon, he shall ask leave to introduce a bill, to be entitled, “An act creating the office and providing for the appointment of corn and grain measurers in the town of Portsmouth.”

A bill, entitled, “An act of incorporation of a Social Library in the town of Litchfield,” having had three several readings, passed to be enacted.

A bill, entitled, “An act to incorporate a company by the name of the Proprietors of the Sonhegan Factory,” having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate Joseph Healey and others, into a society by the name of Mont Vernon Lodge, No. 15," having had three several readings, passed to be enacted.

Mr. Clark presented the petition of sundry members of the Franklin Literary Society, praying for an amendment of their act of incorporation :

Ordered, That the said petition be referred to the committee on incorporations, and that they report thereon.

Mr. Clark presented the petition of Jeremiah Jaques, captain of the company of artillery in the 29th regiment, praying for a harness and apparatus for the piece of ordnance belonging to said company :

Ordered, That the said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. Parker of Amherst, presented the petition of Charles Richardson and others, praying to be incorporated into a Musical Society :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Nealley of Lee, called for the order of the day on a resolution submitted by him on the 14th inst., and assigned for this time, in the words following—viz. :

Resolved, That the committee on the judiciary be instructed to report a bill establishing a Court of Common Pleas in each county in this State."

On motion of Mr. Nealley to pass said resolution, it passed in the negative.

Mr. Colby of Hopkinton, agreeably to report of committee, introduced a bill, entitled, "An act to incorporate Warner Lodge, No. 25 ;"

—which was read a first time, and ordered to a second reading to-morrow, at eleven o'clock.

On motion of Mr. Chadwick,

Voted, That Messrs. Smith of Exeter, Chadwick, Miller, Tucker, and Durkee, be a committee to take into consideration the existing laws relative to the real and personal estate of residents taxable by law, the manner of assessing taxes thereon, and also the propriety of allowing selectmen to tax the real owner, instead of the tenant, for any taxable property, notwithstanding the tenant may be willing to give to the selectmen an inventory of the same, in the non-resident list of taxes, the owner residing without the limits of the town in which the estate lies ; with leave to report by bill or otherwise.

Mr. Loomis presented the petition of the legal voters of the town of Colebrook, praying to be classed with Columbia only, for the purpose of choosing a Representative ; also the petition of the freeholders of the town of Columbia, praying to be classed with Colebrook, for the same purpose :

Ordered, That the said petitions be referred to the standing committee on elections, and that they report thereon.

On motion of Mr. Clark,

The report of the committee on elections, which

was ordered to lie on the table on the 13th instant, was called up, and re-committed for amendment.

Mr. Alexander, agreeably to notice given, introduced a bill, entitled, "An act in addition to an act, entitled, An act to incorporate certain persons by the name of the Washington Library, passed June 29th, 1821 ;

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Adjourned to nine o'clock to-morrow morning.

TUESDAY, JUNE 18, 1822.

The House met according to adjournment.

A message came down from the Honorable Senate by Mr. Carrigain their Clerk, communicating a bill, entitled, "An act in addition to an an act to authorize the Superior Court to empower guardians to sell real estate," &c. which bill had passed the Honorable Senate, and the concurrence of the House was requested therein. Mr. Carrigain also gave information, that the Honorable Senate had receded from their amendment to a bill, entitled, "An act to establish a corporation by the name of the Salmon Falls Manufacturing Company," and had passed the bill as it was originally sent up by the Honorable House.

Mr. Nealley moved, that the committee on the judiciary be instructed to take into consideration the existing laws relating to the establishment of Courts of Judicature and Courts of Sessions in this State, to

consider the expediency of any alteration in the same, and if any, what alteration ; and that they be requested to report by bill or otherwise :

—which motion did not prevail.

On motion of Mr. Smith of Exeter, the House resolved itself into a committee of the whole, agreeably to the order of the day, Mr. Parker of Amherst, in the chair, on the petition and memorial of Thomas H. Pettengill and others, relative to the official conduct of the Hon. Edward Evans, Judge of Probate for the county of Grafton.

Voted, That Thomas H. Pettengill and others, be permitted to produce their testimony, and to manage the support of the charges preferred against Edward Evans, by themselves and counsel, on the floor of the Representatives' Hall ; and that said Evans have liberty to conduct his defence in the same manner.

On motion,

Voted, That Messrs. Brown of Francestown, Webster of Boscawen, Rogers, Stevens of Pembroke, and Nealley of Lee, be a sub-committee, whose duty it shall be to reduce to writing the substance of the testimony adduced for and against Edward Evans, in the investigation of the charges against him ; and to report a statement of facts relative to said charges, to the committee of the whole.

After having spent some time in the investigation of the subject, Mr. Speaker resumed the chair, and Mr. Parker reported, that the committee of the whole House, had had the investigation of certain petitions and charges relative to the official conduct of the

Hon. Edward Evans, under consideration, and had made progress therein ; but not having had time to go through the same, the committee had ordered him to report progress, and ask leave to sit again ;
—which was granted.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Sherburne presented the petition of the directors of New-Castle bridge, praying that said directors may be empowered to hold land for certain purposes :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Nealley of Lee, presented the petition of the Colonel of the 4th regiment, praying for the removal of certain military officers in said regiment :

Ordered, That said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. Brown of Francestown, from the committee on incorporations, reported on the petition of the selectmen of the town of Bartlett, and certain remonstrances against the prayer of said petition—That said petition and remonstrances be postponed to the first Tuesday of the next session of the Legislature, then to be heard before the committee on incorporations ; and that the petitioners cause the sub-

stance of their petition, and order of notice thereon, to be published in the New-Hampshire Patriot and State Gazette, six weeks successively, the last publication to be six weeks prior to said day of hearing, that all persons interested may take notice, and govern themselves accordingly ;

—which report was accepted.

Mr. Gordon presented the petition of Joseph Downer and others, praying to be incorporated into a society, by the name of the “ Hampstead Sacred Musical Society :”

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Morrill of Concord, presented the petition of the subaltern officers and others, of the company of artillery in the 38th regiment, for the removal of the captain of said company :

Ordered, That said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. Bartlett of Grafton, presented the petition of sundry inhabitants of Canaan, praying to be incorporated into a Musical Society :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

A bill, entitled “ An act to divide the second regiment of militia in this State,”

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—**having** been read a third time, motion was made by **Mr. Chadwick**, that the further consideration thereof be postponed to Thursday next, at eleven o'clock forenoon.

Mr. Evans of Portsmouth, from the committee to whom was referred the consideration of the propriety of repealing the act passed at the last session of the Legislature, entitled "An act to establish a Literary Fund," reported, that it is not expedient to repeal said act ;

—which report **having** been read, motion was made that the consideration thereof be postponed to Thursday next at eleven o'clock :

—which prevailed.

On motion of **Mr. Keith**,

The House again resolved itself into a committee of the whole, **Mr. Parker** of Amherst, in the chair, on the subject of the petition and charges of **Thomas H. Pettengill** and others, against the Hon. **Edward Evans** :

And after some time spent therein, the Speaker resumed the chair ; and,

Mr. Parker reported—

That the committee of the whole House had had the subject relative to the official conduct of the Hon. **Edward Evans** under consideration, but not having time to go through the same, the committee had directed him to report progress, and ask leave to sit again ;

—which was granted.

Adjourned to nine o'clock to-morrow morning.

WEDNESDAY, JUNE 19, 1822.

The House met according to adjournment.

Mr. Ladd, agreeably to report of a committee, presented a bill, entitled "An act to incorporate certain persons by the name of the Union Musical Society in Gilford,"

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock forenoon.

Mr. Dodge presented the petition of Samuel Abbot, praying for the alteration of his name :

Ordered, That the said petition be referred to the standing committee on the alteration of names, and that they report thereon.

Mr. Evans of Portsmouth, presented the petition of Benjamin Penhallow, praying for the alteration of his daughter's name :

Ordered, That said petition be referred to the standing committee on the alteration of names, and that they report thereon.

On the second reading of a bill, entitled "An act empowering the selectmen and fire-wards of the town of Exeter, to appoint additional fire-engine men,"

Motion was made by Mr. Parker of Amherst, to refer said petition to the military committee ;

—which motion prevailed.

On motion of Mr. Keith,

The House resolved itself again into a committee of the whole, on the petition of Thomas H. Petten-gill and others, relative to the official conduct of Ed-

ward Evans, Judge of Probate, &c., Mr. Parker of Amherst, in the chair, and after some time spent therein, Mr. Speaker resumed the chair; and,

Mr. Parker reported—

That the committee of the whole had had that investigation under consideration, and made progress therein, but not having time to go through the same, the committee had directed him to report progress, and ask leave to sit again;

—which leave was granted.

Mr. Ambrose presented the account of George Hough :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

A message from the Honorable Senate, by Mr. Carrigain, their Clerk, communicated a bill, entitled “An act to constitute a county by the name of the county of Rumford,”

—which had passed the Honorable Senate, and the concurrence of the House was requested therein.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Rogers presented the petition of William Parker and others, praying for an act of incorporation, by the name of the New-Boston Mills :

Ordered, That the said petition be referred to the

committee on incorporations, and that they report thereon.

Mr. Otis presented the petition of certain officers of the 25th regiment, praying the Legislature to remit certain military fines :

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

Mr. Brown of Francestown, from the committee on incorporations, reported on the petition of sundry inhabitants of the town of Canaan,

That the prayer thereof be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Joseph Downer and others,

That the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Charles Richardson and others,

That the prayer of the petitioners be so far granted, that they have leave to bring in a bill ;

—which report was accepted.

Mr. Tilton, by report of committee, presented a bill, entitled “ An act to incorporate sundry persons by the name of the Exeter Mechanic Association,”

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Tilton, from the judiciary committee, to whom

was referred so much of His Excellency's message as relates to the powers of auditors, in actions of account, reported a bill, entitled "An act authorising the Superior Court of Judicature to appoint auditors in certain cases,"

—which was read a first time, and ordered to a second reading to-morrow, at eleven o'clock.

On motion of Mr. Lambert,

The House again resolved itself into a committee of the whole, on the petition of Thomas H. Pettengill and others, relative to the official conduct of the Hon. Edward Evans, Mr. Parker of Amherst in the chair, and after some time spent therein, Mr. Speaker resumed the chair; and

Mr. Parker reported,

That the committee had had the subject of the petition of Thomas H. Pettengill and others under consideration, and made progress therein, but not having time to go through the same, they have directed him to report progress, and ask leave to sit again—

—which was granted.

By order of the House, a subpoena was issued by the Honorable Speaker, to summon in Josiah Quincy, Esq., to testify in the investigation instituted on the petition of Thomas H. Pettengill and others, before the committee of the whole House to-morrow—

The Speaker appointed John Johnson, Sergeant at Arms, to make service of said subpoena.

Adjourned to nine o'clock to-morrow morning.

THURSDAY, JUNE 20, 1822.

The House met according to adjournment.

Mr. Brown of Francestown, from the committee on incorporations, reported on the petition of sundry inhabitants of Chester, Dunbarton, and Goffstown, on which a day of hearing was assigned at the last session ; and to whom was also referred, at this session, the remonstrances of the town of Goffstown, &c. ;

That having fully heard the parties interested, the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Evans of Portsmouth, presented a bill, agreeably to notice previously given, entitled “ An act providing for the appointment of corn and grain measurers in the town of Portsmouth,”

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

On motion of Mr. Kneeland,

Voted, That the standing committee on the judiciary be instructed to take into consideration the expediency of passing an act for the more equal distribution of money, required by law to be assessed, for the support of schools, and that they be directed to report by bill or otherwise.

Mr Wilson of Gilmanton, introduced a bill by report of a committee, entitled “ An act to incorporate the Village Library Society in Gilmanton,”

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock forenoon.

On the second reading of a bill, entitled "An act to incorporate certain persons by the name of the Union Musical Society in Gilford,"

Motion was made by Mr. Chadwick, that said bill be referred to the standing committee on incorporations ;

—which motion did not prevail—

And the said bill was ordered to be engrossed, and read a third time to-morrow at three o'clock, P. M.

Agreeably to report of a committee, Mr. Evans of Portsmouth, presented a bill, entitled "An act to incorporate the town of Hookset,"

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock forenoon.

On motion of Mr. Keith,

The House again resolved itself into a committee of the whole, on the memorial of Thomas H. Pettengill and others, relative to the official conduct of the Hon. Edward Evans, Mr. Parker of Amherst in the chair, and after some time spent therein, Mr. Speaker resumed the chair; and

Mr. Parker reported,

That the committee of the whole House had again had the subject of the petition of Thomas H. Pettengill and others under consideration, and had made progress therein, but not having time to go through the same, had directed him to report progress, and ask leave to sit again ;

—which was granted.

Mr. Tilton presented the petition of Moses Bailey

and others, relative to closing the sluice-ways in the dam across Powow river in East-Kingston :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

On the second reading of a bill, entitled “An act in addition to an act to authorize the Superior Court to empower guardians to sell real estate of their wards,”

On motion of Mr. Brown of Francestown,

Voted, That said bill be referred to the standing judiciary committee.

Mr. Nealley, from the committee on elections, to whom was re-committed the report of the same committee, of the instant, for amendment,

REPORTED—

That they have examined all the returns of members presented to them, and that the evidence exhibited by their several certificates of election as Representatives to the General Court the year ensuing, commencing on the first Wednesday of June instant, admits of no doubt in the opinion of your committee, that the number of one hundred and ninety-eight Representatives were legally chosen and returned, and duly qualified by the requisite oaths of office, and as such, entitled to their seats as members of this House ;

—which report was accepted.

On the first reading of a bill, entitled “An act to constitute a county by the name of the county of

Rumford," motion was made by Mr. Colby of Hopkinton, that said bill lie on the table, and that the Clerk be directed to procure two hundred and fifty copies, as soon as may be, and lay the same before this House ;

—which motion did not prevail.

The bill was then ordered to a second reading to-morrow at eleven o'clock.

Mr. Nealley of Lee, from the committee on elections, reported on the petition of the town of Danbury,

That the petitioners have leave to withdraw their petition—and,

On motion of Mr. Bartlett of Grafton,

Said report was ordered to lie.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Webster of Boscawen, by report of committee, introduced a bill, entitled "An act to incorporate a musical society by the name of the Martin Luther Society in Boscawen,"

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Bartlett of Grafton, agreeably to report of committee, presented a bill, entitled "An act to incorporate sundry persons by the name of the Canaan Musical Society,"

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Aiken of Bedford, presented the petition of William Moore, jun. and others, praying for a Bank at Piscataquog Village in Bedford :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Webster of Plymouth, gave notice, that he shall to-morrow ask leave to introduce a bill, entitled “An act to limit claims of dower.”

On the second reading of a bill, entitled “An act to exempt from taxation, for a limited time, one-fourth part of the real estate of Cotton and Woollen Factories,”

Motion was made by Mr. Wilson of Gilmanton,

That the words “one quarter part” be stricken out, and the word “half” inserted in the first section of said bill ;

—which motion did not prevail.

Motion was then made by Mr. Bowles,

That the words “one quarter part” be stricken out, —which he afterwards withdrew, and moved that the first section of the bill be stricken out, which is in the words following—viz :

Be it enacted by the Senate and House of Representatives, in General Court convened, That one fourth part of the real estate of all Cotton and Woollen Factories that are now incorporated, or may hereafter be incorporated, and are not already exempted, be, and the same hereby is, exempted from

taxation, for and during the term of three years from the passing of this act ;

—which motion prevailed.

Mr. Toppan, from the joint committee appointed to wait upon His Excellency Samuel Bell, and inform him that he has been elected by both branches of the Legislature, a Senator to the Congress of the United States, for the term of six years from and after the third day of March next,

REPORTED—

That they had performed the duty assigned them, and made the necessary communication :

To which His Excellency had replied in substance as follows :—

Please to present my most respectful acknowledgments to the Honorable Legislature, for this distinguished proof of their confidence ; and assure them that it will be my highest ambition to justify their favorable opinion, and merit the approbation of my fellow-citizens, by a diligent and faithful exertion of whatever powers I possess, in the performance of the duties, which may hereafter devolve upon me from this appointment.

Mr. Baker presented the memorial of Edward Evans, praying for further time to make his defence :

—which memorial having been read, it was moved by Mr. that the said Edward Evans have leave to withdraw his memorial ;

—which motion prevailed.

On the second reading of a bill, entitled “An act

to confirm and establish the westerly boundary line of the town of Seabrook ;”

Mr. Tucker moved, that the following amendment be added to the first section of the bill—viz :

“ And all other lands owned by inhabitants of South-Hampton lying within that part of said South-Hampton so set off to Seabrook ;”

—which motion did not prevail.

The bill was then read a second time, and ordered to a third reading to-morrow at eleven o’clock.

On the third reading of a bill, entitled “ An act to divide the second regiment of militia in this State,”

Motion was made by Mr. Hale of Rochester, to postpone said bill to the next session of the Legislature ;

—which motion did not prevail.

Motion was then made, that said bill pass to be enacted ;

—which motion prevailed.

On the second reading of a bill, entitled “ An act to incorporate sundry persons by the name of the President, Directors, and Company, of the Claremont Bank,”

Motion was made by Mr. Ambrose—

That said bill be referred to the judiciary committee ;

—which motion did not prevail.

Motion was then made by Mr. Doe—

That said bill be referred to a select committee ;

—which motion prevailed :

And the Speaker appointed Messrs. Alexander, Ambrose, and Colby of Hopkinton.

On motion of Mr. Wentworth—

Messrs. Wentworth, Cogswell, Stevens of Pembroke, Butler of Nottingham, Keith, Tarleton, Breck, Weeks, Woodbury, and Smith of Peterborough, were appointed a committee for the purpose of taking into consideration the expediency of districting the State anew into counties; and,

Voted, That they report thereon, by bill or otherwise.

Adjourned to nine o'clock to-morrow morning.

FRIDAY, JUNE 21, 1822.

The House met according to adjournment.

Mr. Richardson presented the petition of the legal voters of the town of Stewartstown, praying to be disannexed from the towns of Colebrook and Columbia, for the purpose of choosing a Representative:

Ordered, That said petition be referred to the standing committee on elections, and that they report thereon.

A bill, entitled "An act in addition to an act, appropriating fines for repairing highways and bridges, passed June 17th, 1807,"

—having had three several readings, passed to be enacted.

On motion of Mr. Bowles,

The report of the committee, appointed to take into consideration the expediency of repealing the act passed at the last session of the Legislature, entitled "An act to establish a Literary Fund," which had been assigned for consideration on a day past, was called up.

Mr. Clark moved,

That the report be re-committed, and that said committee be instructed to bring in a bill to repeal the last section of the aforesaid act;

—which motion prevailed.

The last section of said act, being the 8th section, is as follows—viz. :

Be it further enacted, That so much of the act, entitled "An act to establish the rates at which polls and rateable estate shall be valued, in making and assessing direct taxes," as relates to the valuation and taxation of bank shares, be and the same is hereby repealed, so far as relates to the future taxation of the shares of the owners of bank stock, in any banking corporation established, or to be established, under the authority of this State.

Mr. Ladd presented a bill, agreeably to report of a committee, entitled "An act to incorporate Mount Lebanon Lodge, No. 32,"

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

Mr. Colby of Hopkinton, from the committee who were directed to inquire into and report a particular

statement of the outstanding taxes due at the treasury, and what part of the same it is proper to discharge, having attended the duty assigned them,

Reported the accompanying statements, No. 1 & 2;

That No. 1 contains a list of all the taxes outstanding at the treasury, designating the place, amount, and year for which said taxes are due, and amounting to \$1,372 86—

That No. 2 contains a list of the taxes, proper, in the opinion of the committee, to be discharged, designating the place, amount, and year for which said taxes are due, and amounting to \$124 84.

Said committee also reported a resolution on the same subject :

—which report was accepted.

The aforesaid statements and resolution are as follows :

STATEMENT No. 1.

List of State taxes outstanding.

1789. Samuel Stark's location,	£ 0 1 3
Archibald Stark's do.	0 12 1
J. Goff's do.	0 1 3
M. H. Wentworth's do.	0 1 3
David Gilman's do.	0 4 2
1790. Samuel Stark's	0 0 9
Archibald Stark's	0 7 3
Stoddard	1 10 0
J. Goff's	0 0 9
M. H. Wentworth's	0 0 9

S. Sherburne's	0	0	9
Robert Furness'	0	0	3
David Gilman's	0	2	6

£ 3 3 0

Equal to \$ 10 50

1795. Tuftonborough	\$35	67	
Franconia	23	44	
Goff's Location	44		
John Hurd's	44		
M. H. Wentworth's	1	33	
S. Holland's	44		
A. Stark's	1	89	
S. Stark's	1	33	
Rindge and Pierce's	1	78	
			\$ 66 76

1798. Campbell's Gore	20	89	
Winchester balance	20	58	
Goff's Location	44		
M. H. Wentworth's	1	33	
Martin's	11		
Sherburne and others'	1	78	
Hurd's	44		
S. Holland's	44		
A. Stark's	1	89	
Francis Green's	11		
S. Stark's	1	33	
Rindge and Pierce's	1	78	
			\$ 51 12

1800. Cambridge balance	12	31	
Coventry	20	25	
Franconia	20	52	

W

Warner	balance	46	
Lincoln		20	25
Peeling		16	20
Trecothic		16	20
Success		16	20
Whitefield		24	30
Wm. Ervin's Location		2	97
John Goff's		2	43
M. H. Wentworth's		1	08
D. Rogers'		1	62
J. Treadwell's		1	62
H. Sterling's		2	97
S. Sherburne and others		1	35
Thomas Martin's		27	
John Hurd's		54	
Joshua Martin's		27	
S. Holland's		54	
A. Stark's		4	05
Francis Green's		27	
S. Stark's		1	62
Rindge and Pierce's		1	35
		—	\$ 13 23
1804. Ossipee Gore		11	70
Cambridge	balance	12	25
Success		16	20
Wales' Location		5	10
Whitefield		24	00
W. Ervin's Location		3	00
Sherburne's		1	50
Rindge and Pierce's		1	50
Blanchard's Gore		2	10
		—	\$ 77 35

1806. William Ervin's Location	3 00	
Rindge and Pierce's	1 50	
S. Sherburne's	1 50	
Blanchard's Gore	2 10	
Cockburne	28 50	
Cambridge balance	12 25	
Success	16 20	
Wales' Gore	5 10	
Jefferson	33 00	
	<hr/>	\$ 103 15

1811. Cambridge balance	11 40	
Success	15 00	
Ervin's Location	3 00	
S. Sherburne's	1 50	
Rindge and Pierce's	1 50	
Furness'	60	
Atkinson and others	90	
	<hr/>	\$ 33 90

1812. Cambridge balance	11 40	
Success	15 00	
Maynesborough balance	3 58	
Paulsburgh do.	10 30	
Ervin's Location	3 00	
Rindge and Pierce's	1 50	
Furness'	60	
Sherburne's	1 50	
Atkinson and others	90	
	<hr/>	\$ 47 78

1813. Cambridge balance	10 26	
Maynesborough do.	2 88	
Paulsburgh do.	7 90	
Success	13 50	

Ervin's Location	2 70	
Rindge and Pierce's	1 20	
Furness'	30	
Sherburne's	1 20	
Atkinson and others balance	48	
Chadbourn's	2 70	
		<hr/> \$ 43 12
1815. Burton balance	7 00	
Cambridge	15 39	
Maynesborough	4 36	
Paulsburgh	12 04	
Success	20 25	
Ervin's Location	4 05	
Rindge and Pierce's	1 80	
R. Furness'	45	
Chadbourn's	4 05	
Sherburne's	1 80	
Atkinson and others balance	70	
		<hr/> \$ 71 89
1816. Lincoln	20 14	
Cambridge balance	13 68	
Maynesborough do.	4 03	
Paulsburgh do.	10 74	
Success	18 00	
Ervin's Location	3 60	
Rindge and Pierce's	1 60	
R. Furness'	40	
J. Chadbourn's	3 60	
Sherburne's	1 60	
Land owned by Atkinson and others balance	60	
		<hr/> \$ 77 99
1817. Hanover balance	13 00	
Lincoln do.	2 91	

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Cambridge	balance	5 41	
Maynesborough	do.	1 99	
Paulsburgh	do.	1 97	
Success		6 90	
Hart's Location		2 40	
			\$ 34 58
1818. Lincoln	balance.	2 91	
Cambridge	do.	5 41	
Durand		9 90	
Maynesborough	balance	1 99	
Paulsburgh	do.	1 97	
Success		6 90	
Warner's Location		2 70	
Hart's		2 40	
			\$ 34 18
1819. Lincoln	balance	3 88	
Cambridge	do.	7 22	
Durand		13 20	
Maynesborough	balance	2 65	
Paulsburgh	do.	2 62	
Shelburne and Additions		44 40	
Success		9 20	
Warner's Location		3 60	
Hart's		3 20	
			\$ 89 97
1820. Lincoln	balance	3 88	
Cambridge		7 60	
Durand		13 20	
Errol	balance	6 74	
Maynesborough	do.	2 74	
Paulsburgh,	do.	3 21	
Shelburne and Additions		44 40	
Success		9 20	
Barker's Location		2 40	
Warner's		3 60	

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Winslow's Location	1	20	
Hart's	3	20	
			<hr/> \$ 101 37
Total outstanding, prior to the year			
1821, being one thousand thirteen			
dollars and thirty cents.			<hr/> 1,013 30
1821. Sutton	144	30	
Stoddard balance	61	40	
Danbury (extent)	49	50	
Lincoln balance	3	49	
Adams do.	15	00	
Bretton Woods	5	70	
Cambridge	6	00	
Dummer	10	80	
Durand	14	40	
Errol balance	5	88	
Kilkenny	8	40	
Maynesborough balance	2	25	
Paulsburgh do.	5	04	
Shelburne addition	8	40	
Stewartstown balance	7	90	
Success	7	20	
Winslow's Location	30		
Hart's	3	60	
			<hr/> \$ 359 56

Total amount of taxes outstanding for
the year 1821, being three hundred
fifty-nine dollars and fifty-six cents.

STATE OF NEW-HAMPSHIRE,

Treasury-Office, June 4, 1822.

WM. PICKERING, Treasurer.

STATEMENT No. 2.

List of outstanding taxes, proper to be discharged.

1789. Samuel Stark's location	£ 0 1 3	
Archibald Stark's	0 12 1	
John Goff's	0 1 3	
M. H. Wentworth's	0 1 3	
David Gilman's	0 4 2	
1790. Samuel Stark's	0 0 9	
Archibald Stark's	0 7 3	
Stoddard	1 10 0	
John Goff's	0 0 9	
M. H. Wentworth's	0 0 9	
S. Sherburne's	0 0 9	
Robert Furness'	0 0 3	
David Gilman's	0 2 6	
	<hr/>	
	£ 3 3 0	
	Equal to	\$ 10 50
1795. John Goff's location	\$ 0 44	
John Hurd's	0 44	
M. H. Wentworth's	1 33	
S. Holland's	0 44	
A. Stark's	1 89	
S. Stark's	1 33	
Rindge & Pierce's	1 78	
	<hr/>	
		7 65
1798. Goff's location	0 44	
M. H. Wentworth's	1 33	
Martin's	0 11	
Sherburne & others'	1 78	
Hurd's	0 44	
S. Holland's	0 44	

	A. Stark's	1 89	
	Francis Green's	0 11	
	S. Stark's	1 33	
	Rindge & Pierce's	1 78	
		<hr/>	9 65
1800.	Warner · balance	0 46	
	William Ervin's location	2 97	
	John Goff's	2 43	
	M. H. Wentworth's	1 08	
	D. Rogers'	1 62	
	J. Treadwell's	1 62	
	H. Sterling's	2 97	
	S. Sherburne & others'	1 35	
	Thomas Martin's	0 27	
	John Hurd's	0 54	
	Joshua Martin's	0 27	
	S. Holland's	0 54	
	A. Stark's	4 05	
	Francis Green's	0 27	
	S. Stark's	1 62	
	Rindge & Pierce's	1 35	
		<hr/>	23 41
1804.	Wales' location	5 10	
	William Ervin's	3 00	
	Sherburne's	1 50	
	Rindge & Pierce's	1 50	
	Blanchard's gore	2 10	
		<hr/>	13 20
1806.	William Ervin's location	3 00	
	S. Sherburne's	1 50	
	Rindge & Pierce's	1 50	

Blanchard's gore	2 10	
Wales' location	5 10	
	<hr/>	13 20
1811. William Ervin's location	3 00	
Rindge & Pierce's	1 50	
Furness'	0 60	
Atkinson & others'	0 90	
	<hr/>	7 50
1812. William Ervin's location	3 00	
Rindge & Pierce's	1 50	
Furness'	0 60	
Sherburne's	1 50	
Atkinson & others	0 90	
	<hr/>	7 50
1813. Ervin's location	2 70	
Rindge & Pierce's	1 20	
Furness'	0 30	
Sherburne's	1 20	
Atkinson & others', balance	0 48	
Chadbourne's	2 70	
	<hr/>	8 58
1815. Ervin's location	4 05	
Rindge & Pierce's	1 80	
R. Furness'	0 45	
Chadbourne's	4 05	
Sherburne's	1 80	
Atkinson & others', balance	0 70	
	<hr/>	12 85
1816. Ervin's location	3 00	
Rindge & Pierce's	1 60	
R. Furness'	0 40	
J. Chadbourne's	3 60	

Sherburne's	1 60	
Land owned by Atkinson & others, balance	0 60	10 80
	<hr/>	<hr/>
		\$ 121 84

Said resolution is as follows :

Resolved, by the Senate and House of Representatives, in General Court convened, That the Treasurer of this State discharge the several taxes above enumerated, and balance the accounts thereof in the treasury books accordingly.

On the second reading of a bill, entitled "An act to incorporate the town of Hooksett,"

Motion was made, that said bill be referred to the standing committee on incorporations ;
—which motion prevailed.

The following communication from His Excellency the Governor, was received by the Secretary :

To the Senate and House of Representatives.

GENTLEMEN,

I herewith communicate a memorial of the Mayor, Aldermen, and Common Council, of the City of Washington, in the District of Columbia, agreeably to their request.

SAMUEL BELL.

June 20, 1822.

The following letter accompanied said communication :

Washington City, Nov. 22, 1821.

To His Excellency SAMUEL BELL,

Governor of the State of New-Hampshire.

SIR,

Under the instructions of the corporation of this City, I have the pleasure to transmit to you a memorial, which they request the favor of you to lay before the Legislature of the State, over which you have the honor to preside. If the object of the memorial should meet with your approbation, it will be an additional obligation conferred on us, to give it your countenance.

With high respect, I have the honor to be,

Sir, your obedient servant,

SAMUEL W. SMALLWOOD, *Mayor.*

On motion of Mr. Toppan—

The communication from His Excellency the Governor, and papers accompanying the same, were referred to Messrs. Milmore, M'Gaffey, and Peaslee.

Mr. Parker of Amherst, moved the following resolution, which was read and passed :

Resolved, That the Treasurer be directed to lay before this House, a statement of the amount of outstanding taxes, which, in his opinion, can be collected, with the reasons why the outstanding taxes, not proposed to be discharged by the committee appointed to settle with the Treasurer, have not been collected by extent.

Mr. Aiken of Chester, gave notice, that on Monday

next, at 4 o'clock afternoon, he shall ask leave to introduce a bill, entitled "An act in addition to an act, entitled, An act to authorize towns to make by-laws to prevent horses, mules, jacks, neat cattle, sheep, and swine, from going at large, passed June 17, 1811."

On the second reading of a bill, entitled "An act to constitute a county in this State, by the name of the County of Rumford."

Motion was made by Mr. Rogers, to postpone the further consideration of said bill until Tuesday next at three o'clock, P. M. ;

—which motion prevailed.

On motion of Mr. Stevens of Pembroke,

Voted, That the committee appointed to take into consideration the expediency of districting the State anew into counties, be directed to report on that subject by Tuesday next, at 11 o'clock forenoon.

Adjourned to three o'clock afternoon.

Met according to adjournment.

A bill, entitled, "An act in addition to an act to incorporate certain persons by the name of the Washington Library, passed June 29, 1821,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate Jonathan

Nye and others, into a society by the name of Hiram Lodge No. 9,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate Warren Lodge No. 35,"

—having had three several readings, passed to be enacted.

On motion of Mr. Toppan—

The report of the committee on the petition of Moses Foss, Jr. which had been ordered to lie on the table, was now called up; and,

On motion of Mr. Toppan, the following resolve was read and passed :—

Resolved, That Moses Foss, Jr. and others, be allowed a further time of twelve months from the 1st day of June 1822. for the payment of their note due to the State of New-Hampshire, for the sum of eight hundred and thirty-one dollars and eighty cents; interest thereon being paid into the treasury of this State, to the 21st day of June instant.

Agreeably to notice given yesterday—

Mr. Webster, of Plymouth, had leave to introduce a bill, entitled, "An act to limit claims of dower."

Mr. Keith presented the petition of Aaron Jewett, praying for an act of incorporation for a cotton and woollen factory in the town of Wentworth, by the name and style of the "Grafton Woollen and Cotton Factory Company :"

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Loomis presented the petition of the field officers of the 24th regiment, praying to have certain towns annexed to said regiment :

Ordered, That said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. Story, from the committee to whom was referred a bill, entitled, "An act to prevent unnecessary expense to towns in supporting paupers," introduced at the present session of the Legislature, reported an accompanying bill in lieu thereof ;

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Story also reported on a bill with the same title, reported by the committee on unfinished business, and referred to the same committee, that said bill be indefinitely postponed ;

—which report was accepted.

A bill, entitled, "An act authorizing the Superior Court of Judicature to appoint auditors in certain cases,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to confirm and establish the westerly boundary line of the town of Seabrook,"

—having had three several readings, passed to be enacted.

Mr. Cogswell presented the account of William Badger, sheriff of the county of Strafford :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

A bill, entitled, “ An act to incorporate certain persons by the name of the Union Musical Society in Gilford,”

—having had three several readings, passed to be enacted.

Mr. Morrill, from the committee appointed to report what compensation shall be made to the officers of the civil list the present year, and also what compensation shall be made to the members of the Legislature the present session,

REPORTED—

That His Excellency the Governor have and receive the sum of twelve hundred dollars, as a salary, from June 1822, to June 1823 :

That the Secretary have and receive the sum of three hundred dollars, as a salary, from June 1822, to June 1823 :

That the Treasurer of this State have and receive the sum of six hundred dollars, as a salary, from June 1822, to June 1823.

That the Commissary General receive, as a salary, the sum of forty dollars, from June 1822, to June 1823 :

That the Attorney General receive the sum of eight hundred dollars, as a salary, from June 1822, to June 1823 ; provided, that in case of the absence of

the Attorney General from any one term or terms of the Superior Court of Judicature of said State, or in case of any neglect on his part to perform the duties of his office at any such term, and in case the Solicitors of the counties shall perform such duties, they shall severally, on producing a certificate from one of the Justices of the Superior Court of Judicature, stating the performance of such services, receive out of the treasury of this State, for each and every term of the Superior Court, holden in their respective counties, and at which they shall discharge the duties of the Attorney General as aforesaid, the sum of sixty dollars, as a compensation for such services, which sum shall be deducted out of the sum of eight hundred dollars, allowed to the Attorney General as aforesaid :

That the Adjutant General receive, as a salary, the sum of four hundred dollars, from June 1822, to June 1823 :

That each member of the Honorable Council receive two dollars per day, during the sitting of the Legislature ; and two dollars and fifty cents per day, when called together in the recess of the Legislature ; and ten cents per mile for travel, to and from the place of meeting :

That the President of the Senate, and Speaker of the House of Representatives, receive two dollars and fifty cents per day each, and ten cents per mile to and from the place of sitting :

That the members of the Senate, and House of Representatives, each receive two dollars per day,

during the sitting of the Legislature, and ten cents per mile for travel to and from the place of sitting :

That the Clerks of the Senate and House of Representatives receive two dollars and fifty cents per day, each, during the session, and ten cents per mile for travel to and from the place of sitting :

That the Clerks and Assistant Clerks of the Senate and House of Representatives be allowed one day extra for making up the rolls, and filing the papers.

—Which report was accepted, and resolves for said purposes passed accordingly.

Resolved, That His Excellency the Governor have and receive out of the treasury of this State, the sum of twelve hundred dollars, as a salary from June 1822, to June 1823.

Resolved, That the Secretary of this State have and receive out of the treasury of this State, the sum of three hundred dollars, as a salary from June 1822, to June 1823.

Resolved, That the Treasurer of this State have and receive out of the treasury of this State, the sum of six hundred dollars, as a salary from June 1822, to June 1823.

Resolved, That the Commissary General of this State have and receive out of the treasury of this State, the sum of forty dollars, as a salary from June 1822, to June 1823.

Resolved, That the Attorney General have and receive out of the treasury of this State, the sum of eight hundred dollars, as a salary from June 1822, to

June 1823, which sum shall be in full compensation for all services rendered to the public in the said office—*Provided*, That in case of the absence of the Attorney General from any one term or terms of the Superior Court of Judicature of said State, or in case of any neglect on his part to perform the duties of his office at any such term, and in case the Solicitors of the counties shall perform such duties they shall severally, on producing a certificate from one of the Justices of said Superior Court, stating the performance of such services, receive out of the treasury of this State, for each and every term of the Superior Court of Judicature, holden in their respective counties, and at which he shall discharge the duties of the Attorney General as aforesaid, the sum of sixty dollars, as a compensation for such services; which sum shall be deducted out of the sum of eight hundred dollars, allowed to the Attorney General as aforesaid.

Resolved, That the Adjutant General have and receive out of the Treasury of this State, the sum of four hundred dollars, as a salary from June 1822, to June 1823.

Resolved, That each member of the Honourable Council receive two dollars per day during the sitting of the Legislature, and two dollars and fifty cents per day when called together during the recess of the Legislature, and ten cents per mile for travel to and from the place of meeting:

That the President of the Senate and Speaker of the House of Representatives receive two dollars and

fifty cents per day, each, and ten cents per mile to and from the place of sitting :

That the members of the Senate and House of Representatives, each, receive two dollars per day, during the sitting of the Legislature, and ten cents per mile for travel to and from the place of sitting :

That the Clerks, and Assistant Clerks, of the Senate and House of Representatives, receive two dollars and fifty cents per day, each, during the session, and ten cents per mile for travel to and from the place of sitting ; and that the Clerks, and Assistant Clerks, of the Senate and House of Representatives, be allowed one day extra, for making up the rolls, and filing the papers.

A bill, entitled, “ An act to incorporate the Directors of the Noyes School, in the town of Andover,”

—having had three several readings, passed to be enacted.

A bill, entitled, “ An act to incorporate sundry persons by the name of the Exeter Mechanic Association,”

—having had three several readings, passed to be enacted.

A bill, entitled, “ An act to incorporate a musical society by the name of the Martin Luther Society in Boseawen,”

—having had three several readings, passed to be enacted.

A bill, entitled, “ An act to incorporate certain persons by the name of the Canaan Musical Society.”

—having had three several readings, passed to be enacted.

A bill, entitled, “An act to incorporate the Village Library Society in Gilmanton,”

—having had three several readings, passed to be enacted.

Mr. Poole, from the committee to whom was referred a bill, empowering the selectmen and firewards of the town of Exeter, to appoint additional fire-engine men, asked leave to report, that said bill be indefinitely postponed ;

—which report was accepted.

Mr. presented a petition of the field officers of the 16th regiment, praying for the removal of an officer :

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

Mr. Ambrose presented the account of Samuel Sparhawk, Esquire :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

On motion of Mr. Boodey—

The following resolve passed :—

Resolved, That a committee be appointed to take into consideration the propriety of repealing the resolve, passed at the November session, 1820, authorizing the Attorney General to institute due proceedings in law, against sundry persons unlaw-

fully entered on certain lands northerly of the tract of land granted to Dartmouth College ; and that they report thereon.

The following gentlemen were appointed by Mr. Speaker :

Messrs. Webster of Boscawen, Brackett, and Quimby of Springfield.

On motion of Mr. Morrill, of Weare—

Voted, That Messrs. Loomis, Winkley, and Whitman, be a committee to report at what time the present session may close.

On the third reading of a bill, entitled, “ An act to create a corporation by the name of the Trustees of Donations for the support of public worship in Salisbury Village :”

On motion, said bill was referred to the standing judiciary committee.

On motion of Mr. Chamberlain—

The House resolved itself into a committee of the whole, Mr. Parker of Amherst in the chair, on the petition of Thomas H. Pettengill and others, relative to the official conduct of the Honorable Edward Evans, Judge of Probate for the county of Grafton ; and having finished the investigation, Mr. Speaker resumed the chair ; and Mr. Parker reported the proceedings to the House, as follows, viz :

The committee of the whole House, to whom were referred sundry memorials relating to the official conduct of Edward Evans, Esquire, Judge of Probate of Wills, &c. for the county of Grafton,

having had the same under consideration, and having heard and considered the evidence exhibited in support of the charges against the said Evans, contained in said memorials; and having also heard and considered such evidence as the said Evans chose to introduce, relative to the subject of said memorial;

REPORT—

That, in the opinion of the committee, nearly all the charges exhibited against the said Edward, in said memorials, have been fully proved; and that the evidence, in relation to some of them, evinces a want of understanding, and a depravity of heart, which render him altogether unfit to discharge the duties and exercise the powers appertaining to the highly honorable and important office he now holds—

Resolved, That both branches of the Legislature ought, by address to His Excellency the Governor, to request that Edward Evans be removed from the office of Judge of Probate for the county of Grafton:

—which report having been read;

Motion was made by Mr. Chadwick, to divide the same;

--which prevailed; and,

On motion to accept said report, as far as the proposed resolve, it was decided in the affirmative.

Motion was then made, that said resolve pass;

—which motion prevailed.

On motion of Mr. Rogers, the following address was read:

To His Excellency Samuel Bell, Governor of the State of New-Hampshire.

The Senate and House of Representatives, having instituted an inquiry into the conduct of Edward Evans, Judge of Probate for the county of Grafton, and being satisfied from such investigation, that the public good requires that said Evans should no longer hold the office of Judge of Probate for said county, respectfully address and request your Excellency, with consent of the Council, to remove the said Edward Evans from his office of Judge of Probate for said county of Grafton; and also to remove the said Edward Evans from the office of Notary Public, which he now holds.

On motion to pass said address, the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Henry Tucker	Messrs. Robert Patterson
John Brown	John H. Miltimore
Andrew Dudley	Jonathan Clough
Richard Greenough	Paul Rawlings
David M. Carpenter	Arthur Branscomb
Stephen Ambrose	Joseph Nealley
Samuel Morril	Henry Butler
Andrew Page	Nehemiah Butler
Richard Tripp	Boswell Stevens
Joseph Edgerly	Tristram Dalton
Joseph Tilton, jr.	James Cochran
William Smith, jr.	Ebenezer Knowlton
Samuel Pillsbury	John Scribner
Robert Prescott	Estwicke Evans
Daniel Peaslee	Thomas Dearborn

Messrs. Jonathan Philbrick	Messrs. Amos Parmenter
John Clindenin	Phinehas Aiken
Daniel Veasey	Ezekiel Webster
Jonathan Parker	Thomas Bennett
Stephen Davis	Russell Tubbs
William Walker, jr.	John Stinson
David Winkley	Jesse Bowers
David Webster	Elijah Peasley
Nathaniel W. Ela	Titus Brown
Benjamin Mathes, jr.	Robert Hall
Daniel Lary	William Whittemore
James Leavitt	Artemas Rogers
Thomas Plumer	Andrew Sargent
Dudley Ladd	Ralph W. Jewett
Jeremiah Wilson	Abram Brown
Maul Hanson	Nehemiah Boutell
John Durkee	Jonathan Abbot
Levi Jones	Frederick G. Stark
Ezekiel Hoit	Josiah Russell
Joseph Boodey	Aaron Gage, jr.
Thomas Perkins	William Crosby
Moses Hale	Charles Barrett
William Barker	Daniel Woodbury
Joseph Woodman	Caleb S. Ford
James Clark	Samuel C. Bartlett
Johnson D. Quimby	Samuel Ryan
Neal M'Gaffey	John Dodge
Joseph Doe	Thomas Wadleigh
Job Otis	Jesse Spofford
Tobias Roberts	John Stevens
Ford Whitman	James Beane
Richard Russell	Abraham Morril
Edmund Parker	Elisha Parks
Samuel Brown	Enos Stevens

Messrs. John Kneeland
 Rufus Hánderson
 John Smith
 Eleazer Jackson, jr.
 Obed Metcalf
 Levi Chamberlain
 Obed Slate
 Oliver Prescott
 Foster Alexander
 Samuel Egerton
 John Way
 Joseph Frost
 Charles Gleason
 James Breck
 Wells Way
 Henry Melville
 Merrill Colby
 Joseph Weeks
 Samuel L. Wilder
 Samuel Griffin
 John Quimby
 Josiah Seward
 Sylvester Smith
 Daniel Cutting

Messrs. Francis Chase
 Daniel W. Biscoe
 Abraham B. Story
 Thomas Pike
 Elijah Alexander
 Simeon Cobb, 2d
 Stephen Gale
 Humphrey Webster
 Walter Sleeper
 Simon Oakes
 John Jones
 Daniel Bartlett
 William Caldwell
 Elijah Miller
 James Poole
 John L. Corliss
 Joseph Atwood
 David Aldrich, 2d
 Nathaniel Lambert
 Daniel Favor
 Samuel C. Webster
 Stephen Meserve
 Lewis Loomis
 Frederick Ingalls

Those who voted in the negative, are—

Messrs. Andrew O. Evans
 Moses Bean
 William P. Prescott
 John Bowles
 David C. Foster
 John N. Sherburne
 Pearson Cogswell
 Ebenezer Pitman

Messrs. John Chadwick
 Ezekiel Wentworth
 Thomas Hoit
 Samuel Fox
 Samuel Jones
 Andrew Wallace
 Joseph Cochran, jr.
 Jabez Youngman

Messrs. Benjamin Evans
 Azel Hatch
 Abram Thomas
 Moses Baker
 Ebenezer Gregg
 Pearley Mason

Messrs. John Blodgett, jr.
 Thomas Vincent, jr.
 Enoch Colby, jr.
 Amos Tarleton
 Caleb Keith

Yeas—146. Nays—27.

So the motion prevailed, and said address passed.

On motion of Mr. Evans of Portsmouth—

Voted, That Messrs. Morey, Brackett, Jackson of Cornish, and Hale, be a committee to consider of the expediency of passing an address, to remove from his office Moses Dow, Esquire, Register of Probate for the county of Grafton.

Adjourned to nine o'clock to-morrow morning.

SATURDAY, JUNE 22, 1822.

The House met according to adjournment.

On motion of Mr. Smith of Exeter—

Voted, That the committee appointed to inquire into the expediency of reporting to the House an Address for the removal of the Register of Probate for the county of Grafton, be discharged from any further consideration of the same.

Mr. Russell, agreeably to report of a committee, introduced a bill, entitled, "An act to establish a line between the two companies of militia in the town of Wakefield ;"

—which was read a first time, and ordered to a

second reading on Tuesday next, at eleven o'clock.

Mr. Brown of Francestown, from the committee on incorporations, reported on the petition of a committee of the church in Nelson,

That the prayer of the petition be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of the proprietors of Marlow meeting house,

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Aaron Jewett,

That the prayer of the petition be so far granted, that the petitioner have leave to bring in a bill ;

—which report was accepted.

Mr. Boodey, from the committee consisting of all the members from the county of Strafford, who were directed to take under consideration so much of the unfinished business as relates to the petition of Thomas F. Odell and others, having had the same under consideration, reported, that the further consideration of said petition be indefinitely postponed ;

—which report was accepted.

Mr. Boodey also, from the committee consisting of all the members from the county of Strafford, who were appointed to take under consideration so much of the unfinished business as related to the petition

of Thomas Burns and others, reported, that the further consideration of said petition be indefinitely postponed ;

—which report was accepted.

The following communication from His Excellency the Governor, was received by the Secretary—

To the Senate and House of Representatives.

GENTLEMEN,

I herewith communicate a letter from the Honourable Peter Hagner, Third Auditor of the treasury of the United States, relative to the account of the State of New-Hampshire against the United States ; together with a copy of my letter in answer thereto—for your consideration.

SAMUEL BELL.

June 22, 1822.

The letter from the Third Auditor of the treasury is as follows :

TREASURY DEPARTMENT, }
3d Auditor's Office, 20th Nov. 1821. }

SIR,

In the summer of 1818, I had the honour of addressing several letters to your Excellency's predecessor, Governor Plumer, on the subject of the account of the State of New-Hampshire, which was then under examination in this office, and found to require various explanations.

A statement of the remarks made during its investigation, was transmitted to him ; and he undertook, as soon as the necessary papers could be procured,

and leisure from other official duties would permit, to forward the requisite documents and explanations to this office; and requested, that in the mean time, a reference of the claims to the Secretary of War, and a final adjudication thereon, might be suspended.

Subsequently I received from him a receipt of Colonel Walbach, for sundry ordnance stores and accoutrements, delivered over by the State to him, for the United States; which, so far as related to the charges in the account of the State for them, was satisfactory; but all the other objectionable charges yet remain unexplained; and I observe he mentions in one of his letters, that (in November 1818) there were other unliquidated claims for more than \$2,000, and of which none have yet been received at this office.

It being extremely desirable that a final settlement should be speedily made of all the accounts of the State of New-Hampshire with the United States, I have the honour to solicit that your Excellency will cause to be transmitted to this office, as early as practicable, all the explanations and additional documents necessary to effect that object, which it may be in the power of the State to furnish.

With great respect,

I have the honour to be

Your Excellency's most obedient servant,

PETER HAGNER, Auditor.

His Excellency,

*the Governor of the State of
New-Hampshire.*

His Excellency Samuel Bell's answer :

EXECUTIVE OFFICE,
Chester, N. H. March 10th, 1822. }

SIR,

I have the honour to acknowledge the receipt of your letter of the 20th of November last, relative to the account of the State of New-Hampshire against the United States, and have considered your objections to many of the items of that account, formerly transmitted to my predecessor in office. Upon the best consideration I have been able to give the subject, I have thought it my duty to refer it to the consideration of the Legislature, by the communication of your letter at their next session.

I have the honour to be,

very respectfully,

your obedient servant,

SAMUEL BELL.

Honourable Peter Hagner,

Third Auditor of the Treasury, &c.

On motion of Mr. Keith—

Voted, That the communication received this day from His Excellency the Governor, and the papers accompanying the same, be referred to Messrs. Smith of Exeter, Gordon, Ladd, Jackson of Cornish, and Meserve ; and that they report thereon.

Mr. Poole, from the military committee, to whom was referred the petition of Jeremiah Jaques,

REPORTED—

That for the reasons set forth in said petition, and in consequence of evidence submitted to them, they

are of opinion, that the artillery company attached to the 29th regiment, should be entitled to, and receive, a grant for a harness for the piece of ordnance for said regiment.

They therefore submitted the following resolve, which was read and passed, and said report was accepted—

Resolved, That the Quarter Master General be authorized and empowered to furnish, at the expense of the State, a harness for the artillery company attached to the twenty-ninth regiment, and deliver the same to the Quarter Master of the said regiment.

Mr. Perkins presented the following resolve, which was read and passed—

Resolved, That the Trustees of New-Hampton Academy receive, at the expense of the State, one of Carrigain's Maps of the State of New-Hampshire ; and if there are none belonging to the State, that they receive one from the proprietor and author, who shall be allowed a reasonable compensation therefor.

Mr. Stevens of Pembroke, from the standing committee on agriculture and manufactures, to whom was referred the report of the board of agriculture for this State,

REPORTED—

That they have had the same under consideration, and asked leave to present, for the consideration of the House, the accompanying bill and resolve ;

—which report was accepted ; and,

The bill reported by said committee, entitled, "An act in addition to an act, entitled, An act in addition to an act, entitled, An act to institute and provide for the organization of a board of agriculture for this State,"

—was read a first time, and ordered to a second reading on Tuesday next at eleven o'clock.

The accompanying resolve was also read ; and,

On motion of Mr. Chadwick, was postponed for further consideration to Tuesday next at three o'clock afternoon.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, "An act making provision for the sale, on execution, of all rights in equity of redeeming real estate mortgaged,"

—having had said bill under consideration, reported the same with amendments ;

—which report was accepted ; and,

On motion of Mr. Tilton—

Voted, That the Clerk be directed to procure 250 copies of said bill, and lay the same before the House, as soon as may be.

Mr. Brown of Francestown, from the committee on incorporations, to whom was referred a bill, entitled, "An act to incorporate the town of Hooksett," reported said bill with an amendment ;

—which was adopted, and said bill was read a second time, and ordered to a third reading on Tuesday next, at three o'clock afternoon.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, "An act empowering

the several Judges of Probate to license executors, administrators, and guardians, to sell real estate in certain cases, and for perpetuating the evidence of such sales," reported the said bill without amendment ;

—which report was accepted ; and said bill was read a second time, and ordered to a third reading on Monday next at three o'clock afternoon.

Mr. Tilton, from the same committee, to whom was referred a bill, "defining the jurisdiction, powers and duties, of a Judge of Probate, and the duties, exemptions, and liabilities of executors, administrators, and guardians, in certain cases," reported, that they have attended to that duty, and report said bill with amendments ;

—which report was accepted ;

And said bill, as amended, was read a second time, and ordered to a third reading on Monday next, at 3 o'clock afternoon.

Mr. Tilton, from the same committee, to whom was referred a bill regulating suits on bonds given to a Judge of Probate, and directing the manner in which such bonds may be taken, having attended that duty, reported said bill with an amendment ;

—which was adopted, and the bill, as amended, was read a second time, and ordered to a third reading on Monday next, at three o'clock, P. M.

Mr. Tilton, from the same committee, to whom was referred a bill, authorizing and regulating ap-

peals from the decisions of a Judge of Probate, having had the same under consideration, reported said bill without amendment ;

—which report was accepted ;

And said bill, as amended, was read a second time, and ordered to a third reading on Monday next, at 3 o'clock afternoon.

Mr. Parker of Amherst, having voted with the majority on the motion to discharge the committee from the further consideration of the expediency of reporting an address for the removal of the Register of Probate for the county of Grafton, moved for the re-consideration of said vote ;

—which motion did not prevail.

Mr. Brown of Hopkinton moved, that a committee of five be appointed to inquire into the expediency of altering or amending the laws authorizing the Courts of Sessions to lay out roads by committee, and that they report by bill or otherwise ;

—which motion prevailed ; and Messrs. Brown of Hopkinton, Morrill of Concord, Alexander of Keene, Morey, and Veazey, were appointed to that service.

Mr. Nealley of Lee moved, that a committee be appointed to consider and report what compensation shall be made to the witnesses, attending, by order of the House, on the petition of Thomas H. Petten-gill and others, relating to the official conduct of Edward Evans, Judge of Probate for the county of Grafton ; and that said witnesses be discharged from any further attendance on the House ;

—which motion prevailed; and Messrs. Brown of Francestown, Webster of Boscawen, and Nealley of Lee, were appointed to that service.

Mr. Story, agreeably to previous notice given, presented a bill, entitled, “An act to designate the times and places of holding Courts of Probate in the county of Cheshire.”

Adjourned to Monday next, at 3 o'clock afternoon.

MONDAY, JUNE 24, 1822.

The House met according to adjournment.

Mr. Brown of Francestown, from the committee on incorporations, reported on the petition of William Moor, Jr. and others, praying for a Bank in Bedford,

That the petitioners have leave to withdraw their petition;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Jonathan Hardy and Edward Shirley, praying to be disannexed from the town of Conway, and annexed to the town of Chatham,

That said petition be postponed to the first Tuesday of the next session of the Legislature; that the petitioners be then heard before the standing committee on incorporations; and that they give the same notice that was ordered at the last session;

—which report was accepted.

A message from the Honorable Senate, by Mr. Carrigain their Clerk, gave information that the Hon.

orable Senate had non-concurred a vote of the House passing an address for the removal of Edward Evans from his office of Judge of Probate, &c. and Notary Public.

Mr. Keith, agreeably to notice given, presented a bill, entitled, "An act in addition to an act, entitled, An act to restore certain estates to their original connection with the town of Piermont, passed July 1, 1819;"

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

A bill, entitled, "An act for the descent and distribution of intestate estates,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act empowering the several Judges of Probate to license executors, administrators, and guardians, to sell real estate in certain cases, and for perpetuating the evidence of such sales,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act for the devising of real estate, the attestation, filing, and recording of wills, in certain cases, and the distribution of testate estates,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act regulating the settlement of insolvent estates,"

—having had three several readings, passed to be enacted.

A bill, entitled, “An act regulating suits on bonds given to a Judge of Probate, and directing the manner in which such bonds may be taken,”

—having had three several readings, passed to be enacted.

A bill, entitled, “An act authorizing and regulating appeals from the decisions of a Judge of Probate,”

—having had three several readings, passed to be enacted.

A bill, entitled, “An act defining the jurisdiction, powers, and duties, of a Judge of Probate, and the duties, exemptions, and liabilities of executors, administrators, and guardians, in certain cases,”

—having had three several readings, passed to be enacted.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, “An act to repeal certain acts therein mentioned,”—reported said bill without amendment;

—which report was accepted, and said bill was read a second time, and ordered to a third reading at 5 o'clock this afternoon.

Agreeably to notice previously given, Mr. Story had leave to present a bill, entitled, “An act to establish the times and places of holding the Courts of Probate in the county of Cheshire,”

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Agreeably to report of committee, a bill was presented, entitled, “An act in addition to an act for

forming, arranging, and regulating the militia, passed December 22, A. D. 1820 ;”

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

Mr. Poole, from the military committee, to whom was referred the petition of the field officers of the 24th regiment, praying to have certain towns annexed to said regiment, asked leave to report, that the prayer thereof be granted, and that the towns of Paulsburgh, Mainsburg, Shelburne, and Winslow's location, be annexed to said 24th regiment ;

—which report was not accepted.

Agreeably to notice previously given, Mr. Parker of Amherst, had leave to introduce a bill, entitled, “ An act to incorporate a Musical Society in the town of Amherst ;”

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

Mr. Poole, from the military committee, who were instructed to inquire into the expediency of repealing so much of the 7th section of an act, entitled, “ An act for forming, regulating, &c. the militia,” &c. as is in the following words : “ Nor shall any such permission be granted, by which any company of infantry shall be reduced below forty-two rank and file,” asked leave to report, that it is inexpedient, in their opinion, to repeal that part of said seventh section which contains the words aforesaid ;

—which report was accepted.

Mr. Quimby, of Springfield, presented the petition of the selectmen of Springfield, praying to have the

county of Cheshire divided for the registering of deeds :

Voted, That said petition be referred to the members of the county of Cheshire, and that they report thereon.

Mr. Alexander of Keene, from the committee to whom was referred a bill, entitled, "An act to incorporate Claremont Bank," reported the same with amendments ;

—which were adopted, and the bill, so amended, was read a second time, and ordered to a third reading to-morrow at eleven o'clock.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, extending the power of the Justices of the Superior Court in certain cases, having taken the same into consideration, reported the same with amendments ;

—which report was accepted ; and said amendments being adopted,

—said bill was read a second time as amended, and ordered to a third reading to-morrow at three o'clock P. M.

Mr. Chamberlain presented the petition of Seth King and others, praying to be incorporated by the name of the Souhegan Woollen Factory :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

On motion of Mr. Chamberlain—

Voted, That the military committee be instructed to report, by bill or otherwise, on the expediency of

so modifying the militia law of 1820, that regimental or brigade reviews shall be had once in two years, and not oftener.

Agreeably to previous notice given, Mr. Aiken of Chester had leave to present a bill, entitled, "An act in addition to an act, entitled, An act to authorize towns to make by-laws to prevent horses, mules, jacks, &c. from going at large, passed June 17, 1811 ;"

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Tilton, from the judiciary committee, to whom was referred a bill to create a corporation by the name of the Trustees of Donations for the support of public worship in Salisbury village, having had the same under consideration, reported said bill with amendments ;

—which report was accepted ; and the amendments being adopted, said bill was read a second time, and ordered to a third reading to-morrow at three o'clock P. M.

Mr. Sherburne presented the account of Robert Neal, jr. Commissary General :

Ordered, That said account be referred to the standing military committee, and that they report thereon.

Mr. Morrill of Concord presented the account of Benjamin H. Weeks :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

The Clerk gave notice, that he had procured five

hundred printed copies of the election sermon, agreeably to the order of the House.

On motion of Mr. Cogswell—

Voted, That Messrs. Patterson, Hoit of Tuftonborough, and Brown of Andover, be a committee to report what disposition shall be made of the Election sermons, which were procured by the Clerk, agreeably to the order of the House.

Mr. Alexander gave notice, that to-morrow, at four o'clock afternoon, he shall ask leave to introduce a bill, entitled, "An act altering the name of the Keene Engine company."

The Clerk gave notice, that he had procured 250 printed copies of a bill, entitled, "An act making provision for the sale, on execution, of all rights in equity of redeeming real estate mortgaged," agreeably to the order of the House.

On the second reading of a bill, entitled, "An act creating the office and providing for the appointment of corn and grain measurers in the town of Portsmouth,"

—said bill was referred to the judiciary committee, with instructions to report thereon.

Mr. Meserve gave notice, that he shall ask leave to present a bill, to-morrow, to empower Courts of Sessions to lay out roads through unincorporated places, and to assess taxes for that purpose.

Mr. Poole, from the military committee, to whom was referred the petition of John Kimball and others, students at Dartmouth College, praying to be ex-

empted from military duty while remaining there, having had the same under consideration,

REPORTED—

That, from the evidence before the committee, they are satisfied that all the facts stated in said petition are substantially true—That although some of the petitioners are abundantly able to meet the expenses of military equipment, yet by far the greater part of them are extremely circumscribed in their means of defraying the expenses necessarily incident to their situation, and it is with much difficulty they are enabled to support themselves during the time required to finish their education at college; the additional expense, therefore, of furnishing themselves with military equipments, is considerably burdensome—That to associate the students with the other inhabitants of Hanover, for the purpose of doing military duty, has been found to be productive of serious inconvenience; to avoid which, the field officers of the regiment have formed them into a company by themselves, and selected their officers from the senior class: one effect of this arrangement has been a new set of officers every year; and, owing to the short space of time intervening between commencement (when the members of that class leave college) and the fall trainings, another effect, not much less unfriendly to the acquisition of military knowledge, has been an entire want of officers to command at those trainings; owing also to the circumstance that the senior class leave college immediately after commencement, never more to return, all the military

books, and other public property, committed to the keeping of the company officers, are destroyed, lost, or carried away. As instruction in military science forms no part of the system of education at Dartmouth College; and as few, if any, who go there for an education, expect to become distinguished as military characters, especially since the establishment of a scientific and military academy in its vicinity; no important benefit, it is believed, will result either to the public or to the individual members of the college, from their enrolment in the militia, and their consequent subjection to military duty.

The committee were therefore of the opinion, that the prayer of their petition ought to be granted, and that the students at Dartmouth College, until the close of their senior year, be exempted from military duty.

—Which report was accepted.

Adjourned to nine o'clock to-morrow morning.

TUESDAY, JUNE 25, 1822.

The House met according to adjournment.

Mr. Webster of Plymouth, from the committee to whom was referred the communication of His Excellency the Governor, accompanied with the report and statement of the warden of the state prison, of the receipts and profits, expenses and disbursements, and of the general concerns of the institution, for the year ending May 31, A. D. 1822, having examined the same,

REPORTED—

That the income of the prison for the year, is

\$4515 17

This is ascertained by comparing the amount of property on hand at the commencement and end of the year, the debts due to and from the institution, and also the income and expenses of the several departments thereof, with which distinct accounts are kept—to wit:

Profits accruing from the smith's shop,	\$1210 72
from the cooper's shop,	1206 60
from the stone shop,	1100 58
from the shoe shop,	517 16
From labour of convicts let on contracts,	261 91
weaving,	30 18
tailor's work,	7 42
interest,	7 88
persons visiting the prison,	172 65
	<hr/>
	\$4515 17

The expenditures of the prison for the same time, amounts to
to wit:

\$3317 44

Amount of provisions consumed,	\$912 53
clothing and bedding consumed,	337 28
Expenses for furniture, fuel, wages, and subsistence of watchmen and overseers, and for repairs,	1988 24
Hospital department	56 84

Decrease of screws on hand within the year,

22 55

\$3317 44

Making a balance in favour of the
prison, amounting to the sum of 1197 73

By the schedule marked A, accompanying the
report of the Warden, the property of the prison on
hand, May 31, A. D. 1821, amounted to 87966 36

The property on hand, May 31, 1822,
amounted to 7613 67

The same having decreased the sum of 8352 69

This property consists of house furniture, prison
furniture, fuel, screws, beds and bedding, clothing,
provisions, stock and tools in the various shops.

By the schedule marked B, accompanying the
report, the debts due the institution, May 31, A. D.
1821, amounted to the sum of 84192 37

Debts due from the institution amounted to 1425 28

Leaving a balance at that time in its
favour, amounting to 82767 11

By the same schedule it appears, that the debts
due the institution, May 31, A. D. 1822, amounted
to the sum of 86274 97

And the debts due from the institution
at the same time, amounted to the
sum of 962 67

Making a balance in its favour, amount-
ing to 85342 30

From which balance, deduct the sum of \$2767 11
 being the amount of the balance in
 favour of the institution, the year
 ending May 31, 1821, leaves the
 sum of \$2515 19

which is the increased balance in favour of the insti-
 tution, from the year 1821, to the year 1822.

From this sum, deduct the decreased value of the
 property on hand, May 31, 1822,
 amounting to \$352 69

Also cash drawn from the treasury the
 last year, 1000 00

Also the Warden's salary the last year, 800 00

Amounting to the sum of \$2152 69

Leaves a balance in favour of the insti-
 tution, after paying all its debts,
 amounting to the sum of \$392 50

Of the amount due the institution, on the 31st day
 of May, A. D. 1822, the sum of four thousand eight
 hundred fifty-six dollars and ninety-two cents, is on
 book account ; and the sum of one thousand four
 hundred eighteen dollars and five cents, is in notes.
 The Warden is of opinion, that a considerable pro-
 portion of these sums will be received in time to meet
 the exigencies of the prison, and that all the dis-
 bursements necessary on its account for the year
 ensuing, *may be* made from the proceeds of the pris-
 on, without further aid from the treasury : but as ac-
 cidents, failures and disappointments may happen,

he asks for an appropriation of the sum of two thousand dollars, for and on account of the prison.

The Legislature, at its last session, appropriated for the use of the State prison, the sum of two thousand six hundred dollars, of which the sum of one thousand dollars only has been drawn from the treasury, leaving an unexpended balance of that appropriation, amounting to the sum of sixteen hundred dollars.

Your committee therefore recommend, that the sum of four hundred dollars only be appropriated for the use of the prison at this time ; which sum, with the residue of the appropriation made at the last session, to be drawn from the treasury for the use of the prison, by His Excellency the Governor, in such sums, and at such times, as he and the Honourable Council, upon a particular examination of the affairs of the prison, may think necessary ; and that a resolve pass accordingly.

Perhaps your committee might, with safety and propriety, stop here ; but as that portion of His Excellency the Governor's Message, which "relates to the State Prison, Warden, and the prevention of crimes," was referred to us, and having paid some attention to the subject, we beg leave further to report—

That the first commitment at the State Prison was on the 23d day of November, A. D. 1812 ; and that the whole number of commitments is one hundred and eighty-eight—of these, one hundred and eighty-four were males, and four were females.

The youngest convict at the prison was only thirteen years of age, and the oldest convict was aged seventy-three years and eight months.

Of the whole number, seven have died in prison, ten have been pardoned, and eight have escaped, two of whom escaped since June, A. D. 1818.

One hundred and seven of the convicts were natives of this State, eighteen of them were foreigners, and the remaining sixty-three were natives of some others of the United States.

Of those regularly discharged, four have been convicted and committed the second time.

Twenty-five of the whole number have been committed for stealing horses, sixteen for passing counterfeit money, twelve for forgery, one hundred and twenty for larceny, seven for assault, three for arson, two for manslaughter, two for burglary, and one for perjury.

The greatest number in prison at any one time, was seventy-four.

The number in the prison at this time, is fifty-seven, of whom only one is a female, aged sixteen years and six months, and to remain during life, for burglary. Of the fifty-seven, six are convicted for horse stealing, six for passing counterfeit money, four for assault, three for forgery, two for burglary, one for arson, one for manslaughter, and thirty-four for larceny.

The annual expense of furnishing each convict with diet and clothing for the year ending May, 31, A. D. 1819, was

\$49 15

For the year ending May, A. D. 1820,	34 00
For the year ending May, A. D. 1821,	23 20
And for the year ending May, A. D. 1822,	20 00

The committee most cordially reciprocate in the favourable opinion of His Excellency the Governor, in regard to the ability and fidelity of the Warden of the prison. It would be no less unjust in us than it would have been in the board of directors, were we to be silent, and not bear testimony of our approbation of the conduct and virtues of that officer. Discretion, patience, vigilance, frugality and industry, are essential to the proper discharge of the duties of his office ; and we believe him to be well qualified for the important trust reposed in him. And we also think, that the present salary of the Warden is inadequate to pay him for his risks, his dangers from foes within and foes without, and to compensate him for his unwearyed exercises, both of body and of mind.

So much of our commission as relates to the prevention and punishment of crimes, we reserve for a distinct and future report.

SAMUEL C. WEBSTER,
for the committee.

—Which report was accepted.

Mr. Wentworth, from the committee to whom was referred the consideration of the expediency of districting the State anew into counties, reported, that it is not expedient at this time ;

—which report was accepted.

Mr. Weeks, from the committee to whom was re-

ferred the petition of Daniel Pinkham and others, having attended the duty assigned them,

REPORTED—

That said petitioners have leave to withdraw their petition, as in the opinion of the committee, the sums offered by the petitioners for the tracts of State land by them described, would not be a fair and adequate consideration for the sale of them; and as the committee are also of opinion that it is inexpedient, for other reasons, to dispose of the State's lands at the present time;

—which report was accepted.

Mr. Weeks, from the same committee, on the remonstrance of Jonathan Seavey, reported—

That, having duly considered the same, the said Seavey have leave to withdraw his remonstrance;

—which report was accepted.

Mr. Weeks also, from the same committee, reported on the remonstrance of James Hart, that he have leave to withdraw the same;

—which report was accepted.

Mr. Tilton, from the judiciary committee, to whom was referred the petition of Sarah Merrick, having had the same under consideration, reported,

That the petitioner have leave to withdraw her petition;

—which report was accepted.

Mr. Alexander of Keene, presented the petition of Evi Peirce, praying that the Adjutant General may be authorized to dismiss a certain suit without further cost:

Ordered, That said petition be referred to the standing committee on military affairs, and that they report thereon.

Mr. Keith submitted the following resolve—

Resolved, That a committee be appointed to inquire into the expediency of any further proceedings against the Honourable Edward Evans, Judge of Probate for the county of Grafton, and Notary Public for said county; and if, in the opinion of said committee, the public good requires an impeachment of the said Evans, that they be instructed to report articles accordingly;

—which resolve did not pass.

Mr. Evans of Portsmouth moved, that conferees be appointed on the part of this House, to confer with such as may be appointed on the part of the Senate, on the subject of the proceedings which have been had relative to the official conduct of the Honourable Edward Evans, Judge of Probate, &c. for the county of Grafton.

The Speaker decided the motion to be out of order; on which an appeal was made to the House, and on the question, Is the Speaker's decision correct?

—it was decided in the affirmative.

On motion—

Voted, That Messrs. Whitman, Taylor, Bartlett of Grafton, Veasey, and Tubbs, be a committee to take into consideration the expediency of raising a State tax the current year, and report thereon.

Mr. Brown of Francestown, from the committee

on incorporations, reported a bill, entitled, "An act to incorporate a company by the name of the Proprietors of Piscataquog Lock and Canal," that the bill referred to them be indefinitely postponed, and that the bill accompanying said report be adopted as a substitute for the same ;

—which report was accepted ; and the bill so reported was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

A message from the Honourable Senate, by Mr. Carrigain, their Clerk, communicated a bill, entitled, "An act for dividing the State into districts for the choice of Representatives to the Congress of the United States, and prescribing the mode of election," which had passed the Honourable Senate, and in which the concurrence of the House was requested ;

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Toppan presented the petition of P. Thacher Vose, praying for the incorporation of a Marine, Mercantile, and Manufacturing Union Line Company :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Butler of Nottingham presented the petition of the Colonel of the eighteenth regiment, praying for the removal of an officer :

Ordered, That said petition be referred to the military committee, and that they report thereon.

Mr. Mathes presented the petition of George Dame, jr. Captain of the first company of infantry, in the 25th regiment, praying for the remittance of a military fine :

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

Mr. Colby of Hopkinton, from the standing committee on accounts, reported, on the account of Amos A. Brewster,

That he be allowed, for returning votes for Governor, Councillor, and Senator, to the Secretary's office, six dollars in full of his account ;

—which report was accepted.

Mr. Colby, from the same committee, reported, on the account of John W. Weeks,

That he be allowed, for returning votes for State Officers to the Secretary's office, 118 miles, twelve dollars and eighty cents, in full of said account ;

—which report was accepted.

Mr. Colby, from the same committee, reported on the account of William Badger,

That he be allowed, for returning votes for Governor, Councillor, and Senator, to the Secretary's office, 25 miles, three dollars and fifty cents—cash paid for postage on the same, thirty cents—for distributing thirty-two precepts for State tax, one dollar and twenty-eight cents—in full of his account ;

—which report was accepted.

Mr. Colby, from the same committee, reported, on the account of Clement Storer,

That he be allowed, for returning votes for Governor, Councillor, and Senator, to the Secretary's office, 50 miles, six dollars in full of said account ;

—which report was accepted.

Mr. Colby, from the same committee, reported, on the account of Benjamin Pierce,

That he be allowed, for returning votes for State Officers to the Secretary's office, 25 miles, three dollars and fifty cents—for distributing precepts for State tax for 1822, one dollar and sixty-eight cents, making five dollars and eighteen cents, in full of said account ;

—which report was accepted.

On the second reading of a bill, entitled, " An act to establish the times and places of holding the Courts of Probate in the county of Cheshire,"

—motion was made, that said bill be referred to a select committee of five members from said county ;

—which motion prevailed.

And Messrs. Breck, Gleason, Colby of Plainfield, Seward, and Alexander of Winchester, were appointed.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, creating the office and providing for the appointment of corn and grain measurers in the town of Portsmouth, reported,

That they have had said bill under consideration, and report the same with amendments ;

—which report was accepted ; and,

On motion of Mr. Evans, of Portsmouth, said bill was ordered to lie.

Mr. Poole, from the committee on military affairs, to whom was referred His Excellency's message of the eleventh of June, with the Adjutant and Inspector General's abstract of the returns for the year 1822, and his communication relating to subjects of importance to the militia, have with much satisfaction attended to the several subjects embraced in said communication, and respectfully beg leave to submit the following

REPORT.

By an act of the Legislature, passed the 29th of June last, the Adjutant General was authorized and empowered to require all persons who had received of the late Adjutant General any money appropriated for musick money, and had neglected to pay over the same to the Captains or commanding officers of the several companies for whom such money was intended, to account to him for the same.

In pursuance of this act, the Adjutant General has attended to the duties required of him by the aforesaid act, and has recovered for the use of the State, one hundred and sixty-nine dollars and sixty cents, which it seems was never appropriated for the purpose for which it was intended.

It is much to be regretted, that a similar law had not passed many years since, as it is confidently believed that a considerable sum of money, granted by the State, which never reached the object for which it was intended, might have been recovered.

A short review of the expenditure of the publick money for the purpose of furnishing instruments of

musick for the last twenty years, the committee think it their duty to give, as they have been furnished with the necessary data for doing the same. A comparison of the former order of things with the present, may not be improper, and it may at least be gratifying, especially in reflecting that there has been so much improvement in the management of the pecuniary concerns in relation to the militia. The committee are sensible of the great obligations the publick is under to the gentlemen composing the military committee the last year, for their investigation of the difficulties which attended the militia system. After their very able and elaborate report on military affairs, the present committee cannot have much to offer. Their attention, therefore, will be principally confined to the subject of appropriations for musick money.

In June, 1802, an act passed the Legislature, that the Captain of each company of artillery, cavalry, and infantry, in this State, organized according to law, should be entitled to receive, out of the treasury of this State, eight dollars, in addition to the sum heretofore allowed, for the purpose of furnishing his company with instruments of musick. It appears, that nearly all the companies then formed in the State availed themselves of the benefits of this grant; and, from documents in the Adjutant General's office, it appears that some companies received the money twice. When an officer who had received, according to the act, his allowance of the appropriation, and had been discharged from office, his

successor, in several instances, applied for, and actually received, the same sum which his predecessor had received. For what purpose the money, in both instances, was applied, or whether ever applied at all, cannot at this distance of time be ascertained.

On the 17th of June, 1807, the Legislature passed a resolve, that each and every company in this State receive eight dollars, for the purpose of purchasing musical instruments and the instruction of musick. This grant was independent of any former one, and was paid from the treasury, upon producing a certificate from the commanding officer of the regiment to which each officer belonged, of their appointment.

In the militia law, which passed December 22, 1808, the Captain of each company of cavalry, who had not received his musick money, was entitled to receive out of the treasury the sum of twenty-five dollars, for the purpose of furnishing such company with instruments of musick; and each Captain of infantry, light infantry, artillery, and grenadiers, who had not received his musick money, was entitled to receive out of the treasury the sum of eight dollars, for furnishing his company with instruments of musick. As under the appropriation of 1802, there are facts which go to show that several cavalry companies received the sum of twenty-five dollars twice, and still were unfurnished with the necessary instruments of musick. It would seem, from all these liberal appropriations, that every company of the militia ought to have been furnished with the necessary musical instruments; but the fact was far otherwise. Had the

money been judiciously applied, there would not have been, for the year past, so many requisitions on the Quarter Master General's department, for drums, fifes, bugles, and trumpets.

The committee feel no hesitation in stating, that a very considerable part of the money granted, never was applied to the purpose for which it was intended.

At length, the resolve of the 24th day of June, 1814, passed the Legislature, by which the Adjutant General was to pay annually to the Captain or commanding officer, two dollars, to be by them appropriated for the purchase and repairs of musical instruments. This method, though perhaps more economical than the former one, was liable to abuse. In the greater number of cases, the money was paid by the Adjutant General to the Colonels of the respective regiments, and when called for by the Captains, was sometimes not to be had. The amount paid out of the treasury under this resolve, was 4911 dollars, of which sum, the Adjutant General states, in his communication, 1440 dollars remain unaccounted for, though it is presumed that the far greater part of it was applied according to law. The appropriations under former acts and resolves herein mentioned, amount to 11,515 dollars; so that the whole sum paid out of the treasury, within the last twenty years, for the single article of musick only, amounts to sixteen thousand four hundred and thirty-five dollars, besides the appropriation of six hundred dollars made at the last session of the Le-

gislature. All this had been expended, and not one regiment, and it is believed scarcely a company, in the State, unless furnished by private assistance, was furnished with the necessary instruments of musick.

The economy and regularity which has been introduced by the present system, will, it is believed, forever prevent the like expenditure of publick money for supplying the militia with musical instruments. Instead of paying out of the treasury, money for this object, the instruments are furnished in kind ;—they are purchased at the most reasonable rate, and are transmitted at a trifling expense to the Quarter Masters of the several regiments, who transmit their receipts to the Quarter Master General's department. A strict accountability is thus enforced. That it may be ascertained, at any time, what each regiment has received, an account is kept separately with each regiment ; and the articles, of whatever kind, belonging to the State, and issued from the Quarter Master General's department, are registered, with the time they were delivered, and the name of the person receipting for the same.

A regular and systematic course is now pursued ; and we need not fear bestowing too much praise on those who have contributed their exertions to attain the desirable object.

The committee cannot refrain from repeating the sentiment expressed in the last year's report, that the returns of the Adjutant General give sufficient evidence " of the correct, prompt, and military manner in which his duties are performed."

The committee are of opinion, that the annual appropriation by law, of twelve dollars to each company of artillery, is, in many instances, more than sufficient to answer the purposes of furnishing powder and port-fire, and other incidental charges on muster days. They believe, also, that the money has been sometimes expended without making those ordinary repairs of the piece and harness which the law requires to be made out of said appropriation. They therefore believe, that the better course would be to restrict the commanding officers of the several artillery companies to a certain sum to be expended for powder and port-fire; and, after deducting the expense of hiring horses on muster days, the remainder should go to the repairs of the piece and harness, or so much of it as may be necessary to make repairs. And they believe, that strict economy requires that the expenses shall have been actually incurred, and proper vouchers produced to the Adjutant General, before the money shall be paid out.

With regard to gun-houses, built at the expense of the State, and suffering for the want of repairs, the committee believe that a small appropriation for the present will be necessary, as it may save much to the State in preserving the buildings from decay, and keeping the ordnance from exposure to the weather.

In consequence of the requisitions for arms and ordnance being made on the Quarter Master General, the committee are induced to recommend, that all the ordnance and apparatus purchased hereafter by the Quarter Master General for the use of the militia, be

by him kept at the seat of government, for delivery on requisition.

The committee are of opinion, that such an alteration of the 43d section of the militia law, as shall permit officers, where they have removed from the limits of their command, to resign, from the first day of May to the first day of November, in each year, provided the Commander in Chief sees fit to accept their resignation, is highly expedient.

To carry into effect the subjects herein recommended, the committee submit the following resolves :

Resolved, That the following sums be appropriated for the purposes herein mentioned—that is to say, the sum of four hundred and fifty-six dollars for the annual allowance to the several companies of artillery ; six hundred dollars for the purchase of musical instruments ; seventy-eight dollars for making regimental returns ; one hundred dollars for the purchase of colours ; one hundred and fifty dollars for printing and stationery for the Adjutant General's office ; one hundred and fifty dollars for contingencies of said office ; seven hundred dollars for the purchase of two pieces of ordnance and apparatus complete, for the 7th and 23d regiments ; and one hundred dollars for the repairs of gun-houses :—and His Excellency the Governor is hereby authorized, by warrant on the treasury, to draw said sums therefrom, at such times as he may think proper, and deliver the same to the Adjutant General, who is hereby required to apply the same to the purposes above specified, so far as may be necessary, and render an account thereof to the Legislature.

Resolved, That all articles hereafter purchased by the Quarter Master General for the use of the militia, be kept at Concord for distribution.

JAMES POOLE,
for the committee.

Which report was read and accepted.

The following resolves were read and passed :

Resolved, That Benjamin Peirce be allowed five dollars and eighteen cents in full of his account, and that said sum be paid out of the treasury.

Resolved, That William Badger be allowed five dollars and eight cents in full of his account, and that said sum be paid out of the treasury.

Resolved, That Amos A. Brewster be allowed six dollars in full of his account, and that said sum be paid out of the treasury.

Resolved, That Clement Storer be allowed six dollars in full of his account, and that said sum be paid out of the treasury.

Resolved, That John W. Weeks be allowed twelve dollars and eighty cents in full of his account, and that said sum be paid out of the treasury.

On the second reading of a bill, entitled, "An act in addition to an act, entitled, An act for forming, arranging and regulating the militia, passed December 22, 1820,"

Motion was made by Mr. Richardson, that said bill be indefinitely postponed ;

—which motion prevailed.

A message was sent to the Honourable Senate, giving information that the House was ready to meet

the Honourable Senate in Convention, for the purpose of proceeding in the elections, agreeably to the provisions of the constitution.

CONVENTION.

The Honourable Senate and House being met in Convention, in the Representatives' hall, proceeded by ballot to the choice of a Commissary General, and Robert Neal, jr. was elected.

Convention then rose, and the Honourable Senate withdrew.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Melville presented a bill, agreeably to report of committee, entitled, "An act to incorporate the First Congregational Church in Nelson," which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Brown of Bow, presented the petition of Asa Goodhue and others, praying for an act of incorporation for a Library Society in Bow :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

A bill, entitled, "An act to incorporate Mount Lebanon Lodge Number thirty-two,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate sundry

persons by the name of 'The President, Directors and Company of Claremont Bank,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate the town of Hooksett,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act extending the powers of the Justices of the Superior Court of Judicature in certain cases,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to create a corporation by the name of 'The Trustees of Donations for the support of public worship in Salisbury village,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate a Musical Society in the town of Amherst,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act in addition to an act, entitled, An act to authorize towns to make by-laws to prevent horses, mules, jacks, neat cattle, sheep, and swine, from going at large, passed June 17, 1811,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to establish a line between the two companies of militia in the town of Wakefield,"

—having had three several readings, passed to be enacted.

Mr. Colby of Hopkinton, from the committee on accounts, reported on the account of Benjamin H. Weeks,

That he be paid for cash paid George

Weeks, for twenty trees for State

House yard,

4 00

Cash paid S. Robinson for 12 trees for same,

2 40

Cash paid for horses and waggon to

Greenland,

6 00

Cash paid for expenses and digging,

3 60

His own services 4 days at 1 dollar,

4 00

Amounting to \$ 20 00

in full of said account;

—which report was accepted, and the following resolve passed—

Resolved, That Benjamin H. Weeks be allowed twenty dollars in full of his account, and that said sum be paid out of the treasury.

Mr. Alexander of Keene, agreeably to previous notice given, presented a bill, entitled, “An act altering the name of the Keene Engine Company,”

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

Mr. Patterson, from the committee appointed to report what distribution shall be made of the 500 printed copies of the Election Sermon, delivered on the 6th instant, reported—

E e

That His Excellency the Governor, and the Honourable Council, receive two copies each ; that the members of the Honourable Senate receive two copies each ; that the members of the House of Representatives receive two copies each, one for their own use, and the other for the towns they represent ; that the Clerks of the Senate and House receive two copies each ; that the Reverend Mr. French receive twenty copies ; and that six copies be presented to the Chaplain of the Legislature ;

—which report was accepted.

Mr. Poole, from the military committee, to whom was referred the petition of the field officers of the 9th regiment, praying for the removal of John P. Webster, Captain of the 6th company in said regiment, asked leave to report—

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Poole, from the same committee, to whom was referred the petitions of the field officers of the third, fourth, fourteenth, fifteenth, sixteenth, twentieth, twenty-seventh, thirty-eighth, and eighteenth regiments, and the subaltern officers and others of the artillery company of the thirty-eighth regiment, asked leave to report—

That evidence has been laid before them, that the several officers mentioned in said petitions, who are hereafter, in the address herewith submitted, enumerated, have removed from the limits of their respective commands, and in most cases out of their regiments ;

they therefore reported the following address for their removal :

*To His Excellency Samuel Bell, Captain General
and Commander in Chief of the militia of the
State of New-Hampshire.*

The Senate and House of Representatives of said State, in General Court convened, respectfully represent to your Excellency, that the following officers, who have been duly commissioned in the militia of said State, have removed and gone without the limits of their respective commands, without having resigned their commissions—namely: Enoch Titcomb, Lieutenant of the sixth company of infantry in the third regiment; William Hook, first Lieutenant of the company of cavalry, and Amos Paul, Captain of the third company of infantry, in the fourth regiment; Gideon Blake, Lieutenant of the eighth company of infantry in the fourteenth regiment; John Moore, Lieutenant of the fourth company of infantry in the fifteenth regiment; Rawson Angier, Cornet in the company of cavalry in the sixteenth regiment; David Stewart, Ensign of the fifth company of infantry in the twentieth regiment; Daniel Brooks, Ensign of the eighth company of infantry in the twenty-seventh regiment; Benjamin Emery, Captain of the company of artillery, and James West, Lieutenant of the third company of infantry in the thirty-eighth regiment; and Miles Burnham, Captain of the fifth company of infantry in the 18th regiment.

The Senate and House of Representatives therefore request, that the aforesaid officers may be re-

moved from their respective commands, agreeably to the provisions of the constitution.

Mr. Evans of Portsmouth, from the committee to whom was referred so much of His Excellency's message as relates to the prevention of crimes, respectfully reported as follows :

The subject of the prevention and punishment of crimes, is one, of the first importance, and of the greatest difficulty within the sphere of legislation.

In relation to this subject, it may be said, that the wisdom of all past time has not yet accomplished the benevolent and pious wishes of the philanthropist and christian. Deeply rooted in the human heart is the disposition to violate moral principle ; and it is for governments so to inquire into the complex and mysterious nature of man, as to give the most happy direction of his powers and propensities towards his moral and political relations.

Man is a rational, a religious, and a social being. He is also a creature of habit ; and, generally speaking, is what education makes him. It is a capital error in early education to pay more attention to the mind than to the affections ;—to endeavour to cultivate the head, to the neglect of the heart. The heart can feel, ere the head can understand. The moral as well as the intellectual man must be enlightened. Virtue resides in the heart. This is the theatre of hope and fear, joy and sorrow, love and hatred ; the theatre of guilt and of repentance ; the theatre of obedience and of rebellion. The principal source of crime is found in neglecting the early culture of the heart.

In childhood, the heart is tender, and may be moulded into the happiest sympathies. Here the ambition of the soul should receive its proper direction ;—here it should be taught, that wisdom and virtue are the principal things ; and that he “ who conquereth his spirit, is greater than he who taketh a city.”

Another particular to be attended to, relative to this subject, is industry. Its beneficial effects upon the mind and heart are incalculable. It harmonizes the moral and intellectual man; balances all his powers, and carries with it the richest rewards,—filling the hands with plenty and the soul with peace. Next comes economy, preserving the fruits of industry, and thereby preventing want, which is a fruitful source of crime. As a rational being, man, acting in early life upon the principles here advanced, will perceive their advantages, and as a creature possessing self-love, he will duly appreciate them. As a moral being too, he will love virtue for its own sake ; and thus engraft upon the stock of utility, the ethereal fruits of disinterestedness. And as a social being, he should be taught, ere he leaves the purlieu of pupilage, that a “ good name is rather to be chosen than silver.”

A further mean of promoting virtue, is to establish high and correct standards of public opinion. It is also important, that merit should be rewarded and demerit discountenanced. The due patronage of merit has the happiest influence upon private conduct, and constitutes the main pillar of publick virtue.

There is another circumstance involved in this

subject, which claims the attention of individuals and communities ; and this is *misfortune*, which in some instances leads her victims to discouragement, intemperance, and crime. Virtue in distress should never be forsaken ; and it is sometimes in the power of the government to combine private patronage with the publick good.

From these views of the subject, it is inferred, that in order to lessen the prevalence of crime, it is important to improve our systems of early education, to encourage industry, to set an example of economy, to establish correct standards of publick opinion, and to regard merit in appointments to publick office. And it should be added, that the people, in their individual capacity, ought to show a due respect to the institutions of the gospel, and towards those pious and intelligent men who administer its ordinances. The evils most to be guarded against in the community are, first, ignorance, which renders a man insensible to the dignity of his nature, and to the ennobling influences of intellect. Next, idleness, with all its paralyzing and corrupting influences,—leaving the wretch spirit for nothing but degradation and crime. Thirdly, intemperance, with its rags, and depopulating sword. And lastly, extravagance, with its long train of debt, and prosecutions, and costs, and sacrifices, and penury.

But there are other means to be employed in addition to those already mentioned. The criminal law should possess adequate and appropriate sanctions. With respect to this last particular, there is a differ-

ence of opinion among the people ; but it is thought, barbarous as the idea may appear, that corporeal inflictions made in private, and accompanied by counsel, would furnish a more powerful restraint from the commission of crime, than solitary imprisonment, hard labour, or even the gallows itself. It is believed, that since our laws laid the rod aside, crimes have become more frequent. This punishment, however, should be accompanied with confinement, to produce reflection ; and labour, to form habits of industry. The system of punishment connected with our State Prison, is supposed to be deficient in the above mentioned particular. There is nothing which a man fears so much, or remembers so long, as pain. With the mass of mankind, nothing is dearer to them than their own flesh. To gratify this, crimes are committed ; and to save this from pain, crimes will be avoided.

To lessen the frequency of crime, it is also important that detection should be certain. To effect this object, Justices of the Peace, and all other officers of the government, should be on the alert, and suffer no violation of the criminal law to go unpunished. To check and destroy iniquity in the bud, the laws against minor offences should be promptly enforced ; every neighbourhood should be under their salutary regulations. Certainty of conviction is likewise essential to the prevention of crime. Hence our Grand Jurors should carry with them to their places of meeting, all their knowledge of disobedience to the laws, existing within their precincts, and should

faithfully act upon it. And it is a subject of regret, that the Attorney General cannot devote his whole and exclusive attention to the rigid enforcement of the criminal code, instead of dividing his time between his public duties and his multiplied private concerns. This particular, challenges legislative attention.

Your committee are sensible of the great importance of the subject referred to them; and upon the examination which they have been able to give it, they suggest the expediency of recommending to the people a greater regard to early education, to the police of neighbourhoods and towns, and to the encouragement of industry, economy, temperance, and all the social virtues.

Which report is most respectfully submitted, by

ESTWICKE EVANS,

for the committee.

On the second reading of a bill, entitled, "An act to institute a new county, by the name of the county of Rumford—

Motion was made by Mr. Brown of Hopkinton, that said bill be indefinitely postponed;

—On which motion the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Andrew Dudley

Moses Bean

Samuel Aiken, jr.

Andrew Page

John S. Jenness

Messrs. Joseph Edgerly

Joseph Tilton, jr.

William Smith, jr.

Edmund Toppa

Jesse Gordon

Messrs. Samuel Pillsbury
Robert Prescott
Daniel Peaslee
Robert Patterson
John H. Miltimore
William P. Prescott
Paul Rawlings
Arthur Branscomb
John Bartlett
Joseph Nealley
Henry Butler
Nehemiah Butler
Tristram Dalton
John Bowles
David C. Foster
Estwicke Evans
John N. Sherburne
Thomas Dearborn
Jonathan Philbrick
John Clindenin
George Janvrin
Daniel Veasey
Jonathan Parker
Stephen Davis
Nathaniel W. Ela
Benjamin Mathes, jr.
James Leavitt
Dudley Ladd
Jeremiah Wilson
Edward B. Nealley
Ebenezer Pitman
John Durkee
John Chadwick
Levi Jones

Messrs. Thomas Perkins
Ezekiel Wentworth
Moses Hale
Joseph Woodman
James Clark
Johnson D. Quimby
Joseph Doe
Job Otis
Tobias Roberts
Ford Whitman
Richard Russell
Samuel Fox
Amos Parmenter
Thomas Bennett
Samuel Jones
Russell Tubbs
Jesse Bowers
Elijah Peasley
Titus Brown
Andrew Wallace
Artemas Rogers
Andrew Sargent
Thomas W. Colby
Abram Brown
Nehemiah Boutell
Jonathan Abbot
Josiah Russell
Aaron Gage, jr.
Joseph Cochran, jr.
Charles Barrett
Daniel Woodbury
Caleb S. Ford
Samuel Ryan
John Dodge

Messrs. Thomas Wadleigh	Messrs. Henry Melville
Jesse Spofford	Samuel L. Wilder
Benjamin Evans	Danforth Taylor
James Wallace	Daniel W. Biscoe
Abraham Morril	Abraham B. Story
Elisha Parks	Elijah Alexander
Azel Hatch	Joseph Atwood
Enos Stevens	David Aldrich, 2d
John Kneeland	Nathaniel Lambert
Rufus Handerson	Richard Jenness
Obed Slate	Adino N. Bracket
Charles Gleason	Frederick Ingalls

Those who voted in the negative, are—

Messrs. Andrew O. Evans	Messrs. Joseph Boodey
Henry Tucker	William Barker
John Brown	Neal M'Gaffey
Richard Greenough	Thomas Hoit
David M. Carpenter	Edmund Parker
Stephen Ambrose	Samuel Brown
Samuel Morril	Phinehas Aiken
Richard Tripp	Ezekiel Webster
Jonathan Clough	John Stinson
Boswell Stevens	Robert Hall
James Cochran	William Whittemore
Ebenezer Knowlton	Ralph W. Jewett
William Walker, jr	Frederick G. Stark
David Winkley	William Crosby
David Webster	John Bruce
Daniel Lary	Jonathan Smith
Thomas Plumer	Samuel C. Bartlett
Pearson Cogswell	Jabez Youngman
Maul Hanson	John Stevens
Ezekiel Hoit	James Beane

Messrs. John Smith	Messrs. Walter Sleeper
Eleazer Jackson, jr.	Moses Baker
Obed Metcalf	Simon Oakes
Levi Chamberlain	Ebenezer Gregg
Oliver Prescott	John Jones
Foster Alexander	Daniel Bartlett
Samuel Egerton	William Caldwell
John Way	Elijah Miller
Joseph Frost	James Poole
James Breck	Diarca Allen
Wells Way	Nathaniel Rix, jr.
Merrill Colby	Pearley Mason
Joseph Weeks	Daniel Favor
Samuel Griffin	Walter Blair
John Quimby	Samuel Morey
Josiah Seward	Samuel C. Webster
Sylvester Smith	John Blodgett, jr.
Daniel Cutting	Thomas Vincent, jr.
Francis Chase	Enoch Colby, jr.
Thomas Pike	Amos Tarleton
Simeon Cobb, 2d	Caleb Keith
Stephen Gale	Stephen Meserve
Abram Thomas	Lewis Loomis
Ebenezer Rix	Luther Richardson
Humphrey Webster	John M. Tillotson

Yeas—102. *Nays*—90.

Adjourned to nine o'clock to-morrow morning.

WEDNESDAY, JUNE 26, 1822.

The House met according to adjournment.

Mr. Evans of Warner, from the committee on the alteration of names, reported a bill for that purpose,

entitled, "An act to change the names of sundry persons therein mentioned,"

—which report was accepted; and the bill so reported was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Agreeably to notice previously given, Mr. Meserve had leave to introduce a bill, entitled, "An act authorizing the Court of Sessions to lay out roads through unincorporated places, and to assess taxes for making and repairing the same,"

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Poole, from the military committee, to whom was referred the account of Robert Neal, Jr. Commissary General,

REPORTED—

That said Neal have and receive forty dollars in full for his salary from June 1821 to June 1822; also, that he receive for cleansing, oiling, and packing 127 cases of arms, containing 2908 stands of arms,

at 4 cents each,	116 32
for 4 bottles sweet oil,	3 00
for 3 galls. of oil at 1,75,	5 50
for postage of letters,	0 16
for cleaning, oiling, and packing harness, haversacks and implements, and remov-	
ing snow from the gun house yard,	16 00
for journey and expense to Concord	10 00

\$ 190 98

The committee have carefully examined the above

account of Robert Neal, Jr. Commissary General, compared it with the vouchers, and find due to said Neal, one hundred and ninety dollars and ninety-eight cents ;

—which report was accepted ; and, the following resolve passed :

Resolved, That Robert Neal, Jr. Commissary General, be allowed one hundred and ninety dollars and ninety-eight cents in full of his account, and that said sum be paid out of the treasury.

Mr. Poole also, from the same committee, to whom was referred the petition of the field officers of the 7th regiment, praying for a piece of ordnance and the apparatus belonging to the same, for a company of artillery in said regiment, asked leave to report,

—that the prayer thereof be so far granted, that they be furnished with one piece of ordnance, with carriage, harness, and apparatus complete ;

—which report was accepted.

Mr. Poole, from the same committee, who were instructed to inquire into the expediency of so modifying the militia law of 1820, that the brigade or regimental reviews shall be had once in two years, and not oftener, asked leave to report,

—that it is inexpedient at present to make any alteration in relation to the subject ;

—which report was accepted.

Mr. Poole, from the same committee, to whom was referred so much of His Excellency's message as relates to the organization and discipline of the militia,

and courts martial, asked leave to report the bill therewith exhibited ;

—which report was accepted ;

And said bill, entitled “ An act in further addition to an act, entitled, An act for forming, arranging, and regulating the militia,”

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Poole, from the same committee, reported a bill, entitled, “ An act in addition to an act, requiring certain persons to account to the Adjutant General, and vesting certain powers in that office,”

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

A bill, entitled, “ An act creating the office, and providing for the appointment of corn and grain measurers in the town of Portsmouth,”

—which, with the report of a committee thereon, was yesterday ordered to lie on the table, was taken up ; and having been read a second time, and the amendments to the same adopted, was ordered to a third reading this day at 3 o'clock afternoon.

Mr. Evans of Portsmouth, from the committee to whom was re-committed the report upon the expediency of repealing the act of the last session of the Legislature, entitled, “ An act to establish a literary fund,” &c., with instructions to introduce a bill repealing the last section of said act, reported, that they have complied with said instructions.

The bill, so reported by said committee, was read a

first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Chamberlain, by report of committee, introduced a bill, entitled, "An act to incorporate a company by the name of the Souhegan Woollen Factory,"

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

Mr. Brown of Francestown, from the committee on incorporations, before whom a hearing was ordered at the present session, on the petition of Ebenezer Little and others, praying to be disannexed from the town of Grantham, and annexed to the town of Springfield, having fully heard the petitioners, respectfully reported—

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Brown, from the same committee, to whom was referred the petition of Moses Bayley and others, and the petition of Ebenezer W. Ball, reported--

That the petitioners have leave to withdraw their petitions ;

—which report was accepted.

Mr. Brown, from the same committee, reported, on the petition of Seth King and others—

That the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Gordon, agreeably to report of committee, introduced a bill, entitled, "An act to incorporate a Musick Society in the town of Hampstead,"

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

On motion of Mr. Baker—

Voted, That Messrs. Baker, Morrill of Concord, Tucker, Wilson, Prown of Andover, Melville, Metcalf, Loomis, and Bartlett of Grafton, be a committee to take into consideration the expediency of revising the militia laws of this State, in such manner as that there shall be but one training in a year, and that for the purpose of inspection of arms and equipments; and that they report thereon, by bill or otherwise.

On the second reading of a bill, entitled, "An act in addition to an act, entitled, An act to restore certain estates to their original connexion with the town of Piermont, passed July 1, 1819,"

—said bill was, on motion, referred to the committee on incorporations, who were ordered to report thereon.

On the second reading of a bill, entitled, "An act to limit claims of dower,"

Motion was made, that said bill be referred to the judiciary committee;

—which motion prevailed.

Mr. Brown, from the committee who were appointed to consider and report what compensation shall be made to the witnesses, attending, by order of this

House, on the petition of 'Thomas H. Pettengill and others, made a report,

—which report was, on motion, re-committed, with instructions, that said committee take into consideration, and report, all the expenses and claims which have been incurred in the investigation of the official conduct of Edward Evans, Judge of Probate, &c.

On the second reading of a bill, entitled, "An act making provision for the sale on execution of all rights in equity of redeeming real estate mortgaged,"

Motion was made, by Mr. Evans of Portsmouth, to strike out the first section of the bill;

—on which motion, the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Andrew Page

William P. Prescott

Paul Rawlings

Tristram Dalton

Estwick Evans

Jonathan Philbrick

Pearson Cogswell

Edward B. Nealley

John Chadwick

Thomas Perkins

Joseph Woodman

James Clark

Johnson D. Quimby

Neal M'Gaffey

Thomas Hoit

Samuel Fox

Amos Parmenter

John Stinson

Robert Hall

William Whittemore

Abraham Brown

Nehemiah Boutell

Jonathan Abbot

Frederick G. Stark

William Crosby

John Bruce

Joseph Cochran, jr.

Thomas Wadleigh

Eleazer Jackson, jr.

Obed Metcalf

Samuel Egerton

Wells Way

G g

Merrill Colby	John L. Corliss
John Quimby	Joseph Atwood
James Underwood	David Aldrich, 2d.
Daniel Cutting	Pearley Mason
Francis Chase	Richard Jenness
Daniel W. Biscoe	Jonathan Blodget, jr.
Thomas Pike	Thomas Vincent, jr.
Simeon Cobb, 2d.	Enoch Colby, jr.
Ebenezer Rix	Amos Tarleton
Simon Oaks	Caleb Keith
Ebenezer Gregg	Lewis Loomis
William Caldwell	Luther Richardson

Those who voted in the negative, are—

Messrs. Andrew O. Evans	Henry Butler
Henry Tucker	Nehemiah Butler
John Brown	Boswell Stevens
Richard Greenough	James Cochran
Samuel Aiken, jr.	Ebenezer Knowlton
David M. Carpenter	John Scribner
Stephen Ambrose	David C. Foster
Samuel Morrill	John N. Sherburne
John S. Jenness	Thomas Dearborn
Richard Tripp	John Clindenin
Joseph Edgerly	George Janvrin
Joseph Tilton, jr.	Daniel Veasey
Edmund Toppan	Ephraim Fitts
Jesse Gordon	Jonathan Parker
Samuel Pilsbury	Stephen Davis
Daniel Peaslee	William Walker, jr.
Robert Patterson	Nathaniel W. Ela
John H. Miltimore	Benjamin Mathes, jr.
Jonathan Clough	Daniel Lary
Arthur Branscomb	James Leavitt
Joseph Nealley	Thomas Plumer

Dudley Ladd	Samuel Ryan
Jeremiah Wilson	John Dodge
Maul Hanson	Jesse Spofford
Ebenezer Pitman	John Stevens
John Durkee	James Bean
Levi Jones	Benjamin Evans
Ezekiel Hoit	James Wallace
Joseph Boodey	Abraham Morrill
Ezekiel Wentworth	Elisha Parks
Moses Hale	Enos Stevens
William Barker	John Kneeland
Joseph Doe	Rufus Handerson
Job Otis	John Smith
Ford Whitman	Joseph Appleton
Edmund Parker	Levi Chamberlain
Samuel Brown	Oliver Prescott
Phineas Aiken	Foster Alexander
Ezekiel Webster	John Way
Samuel Jones	Joseph Frost
Russell Tubbs	Charles Gleason
Jesse Bowers	Henry Melville
Elijah Peasley	Joseph Weeks
Titus Brown	Samuel L. Wilder
Andrew Wallace	Samuel Griffin
Artemas Rogers	Josiah Seward
Andrew Sargent	Sylvester Smith
Ralph W. Jewett	Abraham B. Story
Thomas W. Colby	Elijah Alexander
Josiah Russell	Stephen Gale
Aaron Gage, jr.	Abram Thomas
Charles Barret	Humphrey Webster
Daniel Woodbury	Walter Sleeper
Jonathan Smith	Moses Baker
Samuel C. Bartlett	John Jones

Daniel Bartlett	Daniel Favor
Eljah Miller	Walter Blair
James Poole	Samuel C. Webster
Nathaniel Lambert	Stephen Meserve
Nathaniel Rix, jr.	Frederick Ingalls

Yeas—56. Nays—120.

So the motion did not prevail.

Mr. Aiken of Chester, gave notice that having voted in the majority he shall move for the reconsideration of the vote passed yesterday, postponing indefinitely a bill, entitled, "An act to institute a county by the name of the County of Rumford."

Mr. Stevens of Pembroke, gave notice that he shall, to-morrow, ask leave to present a bill for the removal of one of the Courts of the county of Rockingham.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Quimby of Springfield, presented the petition of Ebenezer Little and others, praying to be disannexed from the town of Grantham, and annexed to the town of Springfield :

Ordered, That said petition be referred to the standing committee on incorporations, and that they report thereon.

Mr. Durkee presented the petition of John P. Gass, praying for indemnification from losses sus-

tained by fire in the State Prison yard, in the year 1819 ;—which was referred to Messrs. Ambrose, Gage, and Russell, of Wakefield.

Mr. Poole, from the military committee, to whom was referred the petition of Evi Peirce, reported the following statement of facts : that the said Peirce, did receive from the State, ninety-six dollars, agreeably to a resolve passed June 24, 1814, which was in the following words :

“ Resolved, That the Adjutant General shall pay annually to the commanding officers of the several companies in this State, the sum of two dollars, to be by them appropriated for the purchase and repairs of instruments of music for the use of said companies.”

It appears in evidence before your committee, that the said Peirce has paid, in conformity to the foregoing resolve, to the commanding officers of companies in the 6th regiment, fifty-five dollars : and it further appears, that in August 1817, he paid to Lewis Whipple twenty-five dollars, and to Moses Gurnsey twenty-five dollars, for instructing the music in said regiment ; which fifty dollars was appropriated for the purpose aforesaid, agreeably to the advice and consent of the officers of said regiment ;

—which report was accepted.

On the second reading of a bill, entitled, “ An act making provision for the sale, ou execution, of all rights in equity of redeeming real estate mortgaged,”

Mr. Blodgett moved, that said bill be referred to the judiciary committee ;

—which motion prevailed.

Mr. Smith of Exeter, from the committee to whom was referred so much of His Excellency the Governor's message as relates to the power of Congress to expend the public resources on objects of internal improvement, asked leave to report—

That they have bestowed on the subject that deliberate consideration which its importance required. The shortness of the time has not allowed them to present the result in the matured form they could have wished ; but they feel the less regret on this account, as the message contains a full, and, as the committee believe, a very able and correct exposition of the principles of the constitution.

It is now apparent, that able and enlightened men differ in opinion, whether the constitution confers on the General Government the power of appropriating a portion of the national resources to promote internal improvements ; and if it does not, whether it would be wise in the people to bestow it. It is of great consequence, that the constitution should receive a fair and sound construction ; and it would be extremely dangerous to consider it as conferring *all* the powers which a majority of Congress may at any time think necessary to promote the general welfare. A departure from the constitution may charitably be supposed most likely to happen, where the construction adopted is thought to produce manifest and positive good, and is apparently called for by the interests of the Union. It is these *favourable constructions* which destroy the land-marks established by that instrument. There can be but one opinion as to

the utility of good roads and canals, when judiciously undertaken, and conducted with a due regard to economy; they serve to animate industry, by the facilities they afford to transportation; they enhance the value of agricultural and manufacturing products, and thus add to the wealth, while they minister abundantly to the power, convenience, and happiness of the State. That people would be unreasonably jealous, who should refuse to bestow on government the power of promoting these objects, either by disbursements from the treasury, or by encouragement to individual exertions; and perhaps no country is more susceptible than our own, of great internal improvements, or holds out greater inducements to undertake them. Our free roads are made at a considerable expense, by an annual tax on labour and property; and our turnpikes, toll-bridges, and canals, are constructed by enterprising individuals, who are supposed to be remunerated by a tax levied on those who use them.

It is not necessary to discuss the question, whether it would be good policy, in any case, to construct expensive roads and canals, by moneys taken directly from the treasury; or whether the end would not be better attained, in all cases, by enterprising individuals, who will always possess discernment to see *when* and *where* they are wanted, and sufficient economy to accomplish the work at the smallest possible expense. The interest of the public, and of the individuals, will be found, in such cases, happily to coincide. The question to be resolved, is, whether the

National or State Government is best adapted to the purpose ; and to which of the two the people, by their respective constitutions, have entrusted it. It will hardly be contended, that these two governments have a concurrent jurisdiction over these objects. The constitution of the United States was formed to manage the general concerns and national interests ; and the same people who framed it, were members of separate governments, with constitutions carefully defining the powers of government, and the rights of the people, and embracing the very powers in question. It was easily seen, that a union of the several States was indispensably necessary to their safety—perhaps to their existence. It was then believed, and the committee subscribe to the correctness of the opinion, that a consolidated government, over a country so extensive as ours, was altogether impracticable. Two governments, the Federal and the State, were therefore instituted, with different powers, and designed for different purposes. Both were, in fact, but different agents, and trustees of the people. To the General Government was intended to be given as much power as was deemed necessary for the whole people, *as a nation*, and no more.—These powers are few in number, though very important, and all clearly defined. Those which remained in the State Governments, are numerous, and indefinite. The former are to be exercised principally on external objects, as war, peace, negotiation, treaties of foreign commerce, &c. For the due exercise of these powers, to Congress was entrusted the power to lay and

collect taxes and duties, &c. and to make all laws necessary and proper for carrying into execution the powers vested in the Government of the United States: this latter clause contains no distinct and specific grant of power. The powers reserved to the several States, extend to all the objects, which, in the ordinary course of affairs, concern the lives, liberties, and properties of the people, and the *internal order, improvement, and prosperity* of the State.

This account of the distribution of powers between the two governments, is borrowed from a commentary on the constitution of the United States, the joint work of three of our most enlightened and patriotic citizens, and which is now regarded as an authority in the interpretation of that instrument. It is not possible, perhaps, to define, in a manner that shall preclude all dispute, special powers of government; but certainly the attempt was made, and it is well known, that this instrument, framed with the utmost care, underwent, previous to its adoption, a most severe and critical examination. But it is not remembered, that those hostile to the system, and who wished to find in it objectionable provisions, and who complained that its powers were too extensive, and went unreasonably to curtail the powers of the State Governments, ever mentioned this—the superintendence of roads, bridges, and canals, as vested in the Government of the United States. It may confidently be asserted, that a well-founded charge of this kind would have prevented its adoption. On the contrary, its advocates contended, that the powers vested

in the General Government were such, and such only, as were national, and out of the proper sphere of the State Governments, who, and who alone, had always exercised the powers of internal improvement. These same advocates maintained, that the powers vested in the United States were to be *construed strictly*. They claimed no power from the general phrases, "providing for the common defence," "promoting the general welfare," and the making of all laws for the due execution of the specific grants of power. They disclaimed all such rules of interpretation. They were well aware, that such a latitude of construction would, in effect, transfer to Congress all the powers of government, (which they well knew was not intended) and subject both the constitution and laws of the several States to their will, as the supreme Law-givers; so that the people of every State would be entirely dependent on the majority of Congress for all the privileges supposed to be secured to them by the State Constitutions.

It seems to the committee quite too fanciful to derive the power of laying out, constructing and repairing all roads, from the specific grant of power, to "*establish*," that is, designate, "*post roads*." It is not a sound argument for enlarging by construction, that otherwise it will be in the power of the States to render this power in Congress inefficient and impracticable. In matters more essential than the transmission of the mail, the General Government is in some measure dependent on the States. It is not apprehended, that any essential injury is likely to accrue

to the Union from the Government of a State so far forgetting its duty to its constituents as to neglect its roads, or being ever so absurd as to discontinue all its public highways, that its own citizens may be deprived of a mail maintained at the expense of the Union. This would be a new and singular way of manifesting hostility towards the General Government. It seems, moreover, unreasonable, to impose on the United States the duty of making roads, when they have no property in the soil, no mode of acquiring it against the will of the owner, by a valuation, and no jurisdiction over it when made ; all these powers confessedly remaining in the State.

It has been said, that Congress, under the power to make and carry on war, necessarily derive the power to make military roads, bridges, &c. ; and this is certainly true. But roads made by armies, for military purposes, can hardly be thought to come within the scope of *internal improvements*. It would be, in every case, an expensive method of making roads. Where armies leave a good road behind them, it is, incidentally, some compensation for the many and inevitable evils attending their march through a country. But after all, this is not a *road*, and the *civil* public have no right of passing.

As to canals, (and the remark is applicable to roads) the power of making them is claimed for the General Government, as incidental or accessory to the regulation of internal commerce between the States. It is certainly very true, that roads are necessary, and canals highly useful, in the intercourse

between citizens of different States ; but, as they are equally necessary in the intercourse between inhabitants of the same State, there is every possible inducement to provide them. There may be cases of extensive canals, passing through several States, where it might be useful, perhaps, to give the General Government some agency in locating, and in regulating them when made. So far as they have a national character, so far, under proper restrictions, might the national authority be extended. But the utility of national interposition, in many other branches of internal police, is quite as apparent as in that under consideration. What relates to the settlement and support of the poor, may be mentioned as an example. In the constitution, no distinction is attempted between great and small improvements, as to the authority to make them. If the power is vested in the United States, they may make *all*, or *such* as they please. If they have any power over roads, bridges, and canals, to be effectual, it must extend to laying them out, constructing the works, forcing a sale of the necessary lands, and passing laws for their repair and protection. Would the citizens of any State, which raises funds by taxes, for these objects, (and this State raises a large sum) deem it advantageous to pay their moneys into the treasury of the United States, and leave Congress to direct and superintend its application? In applying the national revenue to these objects, every part of the country should have its just proportion of advantage, according to its contribution. Is there no reason to fear,

that, through the want of correct information, partiality to magnificent and splendid works, and even from a combination of the Representatives of particular sections, the division may be extremely unequal? At any rate, is there no danger that jealousies and suspicions of favouritism may arise, equally injurious to the public welfare, and tending to disturb the general harmony? Your committee believe, that it will argue no want of candour and liberal feelings towards the members of the National Government, possessing, as they do, an enlarged knowledge of the great national interests they are chosen to manage, to doubt their fitness to legislate on concerns merely local.

In the great Cumberland road, which has cost nearly two millions of dollars, and in the public buildings and improvements at the seat of government, which have cost the United States many millions, and the last carried on under the eye of the Government, we have very fair specimens of the ability and economy with which a government, like that of the United States, can carry on the work of internal improvement.

The committee cannot but remark, that, among all the magnificent improvements proposed for adoption, it is not recollected that a single one of them happens to fall within this State. They have also observed, that the greatest advocates for this power in the National Government, are from sections of the country where it is supposed that little has been done. This may serve to account for their distrust of the State

Governments ; and their zeal may possibly be quickened by the hope, that the first fruits of the national expenditure will be experienced where it is most needed.

The committee are constrained to declare, that they have seen nothing in the conduct of foreign Governments, or even in that of the United States, which gives assurance that the objects of expenditure, in relation to internal improvements, will be more judiciously selected, or the money more frugally applied, than if the power should remain where they believe it now is. It has often been advanced, and from very respectable authority, that the vesting in the United States this power, will greatly tend to cement the union of the States. The committee regret very much, that they can see nothing of this tendency in the measure.

The extent of our country unfits it for the exercise of the entire powers of government by a body of men, however composed, sitting in the centre. Such an assembly may be abundantly able to manage the great national interests ; but with the greatest possible facilities for intercourse with the different parts, altogether incompetent to direct and manage the local concerns. The people of the United States have thought so, and have provided local governments, as well as a general one. It is only within a certain sphere, that the Federal power, in the nature of things, can be advantageously administered ; and the same thing is true of the State Governments. To

answer the end of their creation, each must be kept within its orbit. By enlarging the sphere of Congressional administration, it is much to be feared that the causes of dissatisfaction would be greatly multiplied, and that we should be called to suffer, ere long, the greatest of all calamities, disunion. This is a case in which expansion weakens. Beyond a certain extent, the faculties of the General Government will prove inadequate, and consequently its operations be enfeebled; dismemberment, and not consolidation, will naturally ensue. A restriction of this power has in some instances been attempted, that of requiring the assent of the States to particular improvements proposed by Congress. But assent confers no power or jurisdiction, and would have no tendency to remove the evil. It is not to be supposed, that any State would complain that too large a portion of the public revenue, or too expensive improvements, are proposed to be made within its limits. When the portion is too small, the choice will be between that offered, and none.

Of late, the committee have not heard the argument formerly much pressed, that without this object of expenditure, there would be a great surplus of national revenue unemployed.

The committee have not attempted to bring to the view of the House all the arguments for and against the power as an existing one, claimed by the majority of Congress; or to notice all the reasons for or against vesting it in that body. The power assured-

ly is not expressly given. Your committee confidently believe, that it is not incidental to, or deducible from, any of the powers vested in Congress ; and that all the arguments urged in its favour, would equally prove that all the powers of government, except in the case of express restrictions, are vested in the United States.

The committee recommend, for the adoption of the House, the two following resolutions :—

1 *Resolved*, That, in the opinion of this House, the Constitution of the United States has not vested in Congress the right to adopt and execute, at the national expense, a system of internal improvements.

2. *Resolved*, That, in the opinion of this House, it is not expedient so to amend the Constitution of the United States, as to give the power to Congress to make roads, bridges, and canals.

WILLIAM SMITH,
for the committee.

Which report was read, and, on motion of Mr. Chadwick, ordered to lie on the table, and the Clerk was directed to procure 250 printed copies of said report, and lay the same before this House, as soon as may be.

Agreeably to notice given by Mr. Aiken this forenoon, he moved that the vote passed yesterday, postponing the further consideration of the bill, entitled, "An act to institute a county by the name of the County of Rumford," be re-considered.

—On which motion the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Andrew O. Evans	Thomas Bennett
Henry Tucker	John Stinson
John Brown	Robert Hall
Richard Greenough	William Whittemore
Samuel Aiken, jr.	Frederick G. Stark
David M. Carpenter	William Crosby
Stephen Ambrose	John Bruce
Samuel Morrill	Jonathan Smith
Richard Tripp	Samuel C. Bartlett
Edmund Toppan	Thomas Wadleigh
Jonathan Clough	Jabez Youngman
Boswell Stevens	John Stevens
James Cochran	John Smith
Ebenezer Knowlton	Eleazer Jackson, jr.
William Walker, jr.	Obed Metcalf
David Winkley	Joseph Appleton
David Webster	Levi Chamberlain
Daniel Lary	Oliver Prescott
Thomas Plumer	Foster Alexander
Pearson Cogswell	Samuel Egerton
Maul Hanson	John Way
Ezekiel Hoit	Joseph Frost
Joseph Boodey	Charles Gleason
William Barker	James Breck
Neal M'Gaffey	Wells Way
Thomas Hoit	Merrill Colby
Edmund Parker	Joseph Weeks
Samuel Brown	Samuel Griffin
Phineas Aiken	John Quimby
Ezekiel Webster	Josiah Seward

Sylvester Smith	Elijah Miller
James Underwood	James Poole
Daniel Cutting	Nathaniel Rix, jr.
Francis Chase	Daniel Favor
Thomas Pike	Walter Blair
Simeon Cobb, 2d	Samuel Morey
Stephen Gale	Samuel C. Webster
Abram Thomas	Jonathan Blodget, jr.
Ebenezer Rix	Enoch Colby, jr.
Humphrey Webster	Amos Tarleton
Walter Sleeper	Caleb Keith
Ebenezer Gregg	Stephen Meserve
John Jones	Lewis Loomis
Daniel Bartlett	Luther Richardson
William Caldwell	

Those who voted in the negative, are—

Messrs. Andrew Dudley	Joseph Nealley
Moses Bean	Henry Butler
Andrew Page	Nehemiah Butler
John S. Jenness	Tristram Dalton
Joseph Edgerly	John Scribner
Joseph Tilton, jr.	John Bowles
William Smith, jr.	David C. Foster
Jesse Gordon	Estwicke Evans
Samuel Pillsbury	John N. Sherburne
Robert Prescott	Thomas Dearborn
Daniel Peaslee	Jonathan Philbrick
Robert Patterson	John Clindenin
John H. Miltimore	George Janvrin
William P. Prescott	Daniel Veasey
Paul Rawlings	Ephraim Fitts
Arthur Branscomb	Jonathan Parker
John Bartlett	Stephen Davis

Nathaniel W. Ela
Benjamin Mathes, jr.
James Leavitt
Dudley Ladd
Jeremiah Wilson
Edward B. Nealley
Ebenezer Pitman
John Durkee
John Chadwick
Levi Jones
Thomas Perkins
Ezekiel Wentworth
Moses Hale
Joseph Woodman
James Clark
Johnson D. Quimby
Joseph Doe
Job Otis
Ford Whitman
Richard Russell
Samuel Fox
Amos Parmenter
Samuel Jones
Russell Tubbs
Elijah Peasley
Titus Brown
Andrew Wallace
Artemas Rogers
Andrew Sargent
Ralph W. Jewett
Thomas W. Colby
Abram Brown
Nehemiah Boutell
Jonathan Abbot
Josiah Russell

Aaron Gage, jr.
Joseph Cochran, jr.
Charles Barrett
Daniel Woodbury
Caleb S. Ford
Samuel Ryan
John Dodge
Jesse Spofford
James Bean
Benjamin Evans
James Wallace
Abraham Morrill
Elisha Parks
Azel Hatch
Enos Stevens
John Kneeland
Rufus Handerson
Obed Slate
Henry Melville
Samuel L. Wilder
Danforth Taylor
Daniel W. Biscoe
Abraham B. Story
Elijah Alexander
Moses Baker
Simon Oakes
John L. Corliss
Joseph Atwood
David Aldrich, 2d
Nathaniel Lambert
Pearley Mason
Richard Jenness
Thomas Vincent, jr.
Frederick Ingalls

Yeas—89. Nays—103

So the motion did not prevail.

The Speaker read a communication, from the Treasurer ; which was, on motion of Mr. Parker, ordered to lie on the table.

Mr. Nealley, from the committee on elections, to whom was referred the petition of the selectmen of Dalton and others, praying for a different classification for the choice of a Representative to the General Court, reported a bill ;

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

Mr. Nealley, from the same committee, to whom was referred the petition of the towns of Colebrook, Columbia, and Stewarstown, praying for a different classification for the choosing of Representatives to the General Court,

REPORTED—

That the further consideration of said petition be postponed to the next session of the General Court ;

—which report was accepted.

A bill, entitled, “ An act to amend an act, entitled, An act to incorporate certain persons by the name of the New-Hampshire Cotton and Woollen Factory,” at Hillsborough,

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

On the second reading of a bill, entitled, “ An act authorizing the Court of Sessions to lay out roads through unincorporated places and to assess taxes for making and repairing the same ;” motion was

made to refer said bill to the judiciary committee,
—which prevailed.

On the second reading of a bill, entitled, “An act to incorporate a church in Nelson,”

Motion was made, that said bill be referred to the judiciary committee ;

—which motion prevailed.

Mr. Butler of Pelham, from the committee to whom was referred the petition of the selectmen and others of the town of Pelham, praying for the preservation of fish in the ponds in said town, having had the same under consideration, reported,

That the prayer thereof be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

The following resolve, reported by the military committee, was read and passed :

Resolved, That the following sums be appropriated for the purposes herein mentioned ; the sum of four hundred fifty-six dollars for the annual allowance to the several companies of artillery ; six hundred dollars for the purpose of musical instruments ; seventy-eight dollars for making regimental returns ; one hundred dollars for the purchase of colors ; one hundred and fifty dollars for printing and stationery for the Adjutant General's office ; one hundred and fifty dollars for contingencies of said office ; seven hundred dollars for the purchase of two pieces of ordnance and apparatus complete for the 7th and 23d regiments ; and one hundred dollars for the repair of gun-houses : and His Excellency the Governor is

hereby authorized, by warrant on the treasury, to draw said sums therefrom, at such times as he may think proper, and deliver the same to the Adjutant General, who is hereby required to apply the same to the purposes above specified, so far as may be necessary, and render an account thereof to the Legislature.

Mr. Foster gave notice, that, to-morrow, he shall ask leave to introduce a bill for ascertaining damages occasioned by mill dams, &c.

A bill, entitled, "An act altering the name of the Keene Engine Company,"

—having had three several readings, passed to be enacted.

Mr. Toppan gave notice, that he shall to-morrow introduce a resolve to carry into effect the report of the military committee, on the petition of Evi Peirce.

He also gave notice, that he shall ask leave, to-morrow, to introduce a bill on the subject of taxing bank stock.

Adjourned to nine o'clock to-morrow morning.

THURSDAY, JUNE 27, 1822.

The House met according to adjournment.

Mr. Stevens of Pembroke, agreeably to notice given yesterday, had leave to introduce a bill, entitled,

“ An act to change the place of holding the February term of the Superior Court of Judicature, and the January term of the Court of Sessions, in the county of Rockingham ;”

—which bill was read a first time, and ordered to a second reading this afternoon, at four o'clock.

Mr. Foster, agreeably to notice given, had leave to introduce a bill, entitled, “ An act, in addition to an act, entitled, An act to incorporate sundry persons, by the name of The Proprietors of New-Castle Bridge ;”

—which was read a first time, and ordered to a second reading at four o'clock this afternoon.

Mr. Brown of Francestown, from the committee on incorporations, reported, on the petition of the proprietors of New-Castle Bridge—

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Brown, from the same committee, reported, on the petition of William Parker and others—

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Brown, from the same committee, reported, on the petition of sundry members of the Franklin Literary Society—

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Colby presented the account of Hill & Moore :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Agreeably to notice given yesterday—

Mr. Toppan presented the following resolve, which was read, and passed :

Resolved, On the statement of facts reported by the standing military committee, that the Adjutant General be authorized to dismiss an action, which he caused to be commenced, and which is now pending, in the Superior Court of Judicature, in the county of Cheshire, against Evi Peirce, late Colonel Commandant of the 6th regiment of militia ; the said Peirce paying all costs that have arisen thereon.

Mr. Tilton, from the judiciary committee, to whom was referred a bill “to limit claims of dower,” having had the same under consideration, reported, that said bill be indefinitely postponed ;

—which report was accepted.

Mr. Tilton, from the same committee, to whom was referred the petition of sundry inhabitants of Northfield, praying for the amendment or repeal of an act for regulating towns, and the choice of town officers, passed November session, 1820, having the same under consideration, reported,

That the petitioners have leave to withdraw their petition.

—which report was accepted.

On the second reading of a bill, entitled, "An act for dividing the State into districts for the choice of Representatives to the Congress of the United States, and prescribing the mode of election," motion was made by Mr. Rogers, that said bill be indefinitely postponed ;

—on which motion, the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Andrew O. Evans	Stephen Davis
Henry Tucker	William Walker, jr.
John Brown	David Winkley
Andrew Dudley	David Webster
Richard Greenough	Nathaniel W. Ela
Samuel Aiken, jr.	Benjamin Mathes, jr.
David M. Carpenter	James Leavitt
Samuel Morrill	Dudley Ladd
Andrew Page	Pearson Cogswell
Samuel Pilsbury	Edward B. Nealley
William P. Prescott	Ebenezer Pitman
Paul Rawlings	John Durkee
Arthur Branscomb	Levi Jones
John Bartlett	Ezekiel Hoit
Joseph Nealley	Joseph Boodey
Henry Butler	Thomas Perkins
Tristram Dalton	Ezekiel Wentworth
James Cochran	Moses Hale
John Bowles	William Barker
David C. Foster	James Clark
Estwick Evans	Joseph Doe
Jonathan Philbrick	Job Otis
Daniel Veasey	Tobias Roberts
Ephraim Fitts	Ford Whitman

Thomas Hoit	Joseph Weeks
Samuel Brown	John Quimby
Thomas Bennet	Danforth Taylor
Samuel Jones	Josiah Seward
Russell Tubbs	Sylvester Smith
John Stinson	James Underwood
Titus Brown	Francis Chase
Robert Hall	Daniel W. Biscoe
William Whittemore	Thomas Pike
Andrew Wallace	Simeon Cobb, 2d.
Artemas Rogers	Stephen Gale
Andrew Sargent	Abram Thomas
Thomas W. Colby	Ebenezer Rix
Nehemiah Boutell	Humphrey Webster
Frederick G. Stark	Walter Sleeper
Josiah Russell	Simon Oaks
Aaron Gage, jr.	Ebenezer Gregg
William Crosby	William Caldwell
John Bruce	Eljah Miller
Charles Barret	John L. Corliss
John Dodge	Joseph Atwood
Thomas Wadleigh	David Aldrich, 2d.
James Bean	Diarca Allen
James Wallace	Nathaniel Rix, jr.
Elisha Parks	Pearley Mason
John Smith	Thomas Vincent, jr.
Samuel Egerton	Amos Tarleton
John Way	Caleb Keith
Wells Way	Stephen Meserve
Merrill Colby	Frederick Ingalls

Those who voted in the negative, are—

Messrs. Moses Bean	John S. Jenness
Stephen Ambrose	Richard Tripp

Joseph Tilton, jr.	Daniel Woodbury
William Smith, jr.	Caleb S. Ford
Edmund Toppan	Jonathan Smith
Jesse Gordon	Samuel C. Bartlett
Robert Prescott	Samuel Ryan
Daniel Peaslee	Jesse Spofford
Robert Patterson	Benjamin Evans
Jonathan Clough	Abraham Morrill
Nehemiah Butler	Azel Hatch
Boswell Stevens	Enos Stevens
Ebenezer Knowlton	John Kneeland
John Scribner	Rufus Handerson
Thomas Dearborn	Eleazer Jackson, jr.
John Clindenin	Obed Metcalf
George Janvrin	Joseph Appleton
Jonathan Parker	Levi Chamberlain
Jeremiah Wilson	Obed Slate
Maul Hanson	Oliver Prescott
John Chadwick	Foster Alexander
Joseph Woodman	Joseph Frost
Johnson D. Quimby	Charles Gleason
Neal M'Gaffey	James Breck
Richard Russell	Henry Melville
Samuel Fox	Samuel L. Wilder
Edmund Parker	Samuel Griffin
Amos Parmenter	Daniel Cutting
Phineas Aiken	Abraham B. Story
Ezekiel Webster	Moses Baker
Jesse Bowers	Daniel Bartlett
Elijah Peasley	James Poole
Ralph W. Jewett	Nathaniel Lambert
Abraham Brown	Daniel Favor
Jonathan Abbot	Walter Blair
Joseph Cochran, jr.	Samuel Morey

Richard Jenness	Lewis Loomis
Samuel C. Webster	Luther Richardson
Jonathan Blodget, jr.	Adino N. Brackett
Enoch Colby, jr.	John M. Tillotson

Yeas—108. *Nays*—80.

So the motion prevailed.

Agreeably to notice given yesterday—

Mr. Toppa had leave to introduce a bill, entitled, "An act to establish the rate at which bank shares shall be valued, in making and assessing direct taxes,"

—which was read a first time, and ordered to a second reading this day, at eleven o'clock forenoon.

Mr. Brown of Francestown, from the committee appointed to report all the expenses incurred in the investigation of the conduct of Edward Evans, Judge of Probate for the county of Grafton,

REPORTED—

That the following persons have and receive, in full for their travel and attendance as witnesses, the sums set against their several names, to wit :

David Sleeper,	\$10 44
Timothy Sanborn,	13 80
Lemuel Holt,	14 92
James Morse,	13 80
Daniel Gile,	13 80
Abigail Follansbee,	13 80
Richard Currier,	13 80
Abner Poland,	24 60
James Willis,	23 80

Henry Currier,	43 80
Nathan Currier,	13 80
Samuel Rice,	13 80
Thomas H. Pettengill,	5 20
Moses Eastman,	6 20
Moses Dow,	16 20

In the allowance to the witnesses, their fees have been calculated at the rate of eight cents per mile for travel, and one dollar per day for attendance, of each witness; Abner Poland, being a poor man, has been allowed in the sum set against his name, for his travel and two days attendance, by order of the committee at the last session.

The committee further report, that there be allowed to Elijah Blaisdell, Esq. the following sums, to wit :

For summoning Moses Dow, by order of the committee at the last session, including two dollars, cash paid,	\$4 00
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To taking depositions, to be used before the committee at the last session,	2 00
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To travelling 226 miles, at eight cents a mile, to summon witnesses, by order of the House the present session,	18 28
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To attending 5 days before the House,	5 00
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Amount,	<u>\$29 28</u>
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—which report was accepted.

Obed Slate, Esq. the member from Hinsdale, and Elijah Alexander, Esq. the member from Winchester, had leave of absence after to-morrow.

On the second reading of a bill, entitled, "An act in addition to an act, entitled, An an act to institute and provide for the organization of a Board of Agriculture for this State,"

Motion was made by Mr. Egerton, that said bill be indefinitely postponed ;

—on which motion, the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Henry Tucker	James Leavitt
John Brown	Thomas Plumer
Andrew Dudley	Ebenezer Pitman
Andrew Page	John Chadwick
John S. Jenness	Joseph Boodey
Richard Tripp	Joseph Doe
Robert Prescott	Tobias Roberts
Paul Rawlings	Ford Whitman
Arthur Branscomb	Richard Russell
John Bartlett	Samuel Fox
Joseph Nealley	Amos Parmenter
Tristram Dalton	Samuel Jones
Ebenezer Knowlton	Russell Tubbs
John Scribner	John Stinson
Estwicke Evans	Elijah Peasley
Thomas Dearborn	Robert Hall
Jonathan Philbrick	Frederick G. Stark
George Janvrin	Josiah Russell
Daniel Veasey	Aaron Gage, jr.
Ephraim Fitts	Thomas Wadleigh
Jonathan Parker	Jesse Spofford
Stephen Davis	Jabez Youngman
David Webster	John Stevens
Daniel Lary	James Bean

Benjamin Evans	Stephen Gale
Abraham Morril	Ebenezer Rix
Rufus Handerson	Humphrey Webster
Obed Slate	Walter Sleeper
Samuel Egerton	Simon Oakes
John Way	Daniel Bartlett
Charles Gleason	Joseph Atwood
Wells Way	David Aldrich, 2d
Merrill Colby	Pearley Mason
John Quimby	Daniel Favor
Danforth Taylor	Walter Blair
Josiah Seward	Richard Jenness
Sylvester Smith	Thomas Vincent, jr.
Daniel Cutting	Luther Richardson
Francis Chase	Frederick Ingalls
Thomas Pike	

Those who voted in the negative, are—

Messrs. Andrew O. Evans	Henry Butler
Moses Bean	Boswell Stevens
Richard Greenough	James Cochran
Samuel Aiken, jr.	John Bowles
David M. Carpenter	David C. Foster
Stephen Ambrose	John N. Sherburne
Samuel Morril	John Clindenin
Joseph Tilton, jr.	William Walker, jr.
William Smith, jr.	David Winkley
Edmund Toppan	Nathaniel W. Ela
Jesse Gordon	Benjamin Mathes, jr.
Samuel Pillsbury	Dudley Ladd
Robert Patterson	Jeremiah Wilson
John H. Miltimore	Pearson Cogswell
Jonathan Clough	Maul Hanson
William P. Prescott	John Durkee

Levi Jones	Samuel C. Bartlett
Ezekiel Hoit	Samuel Ryan
Thomas Perkins	John Dodge
Ezekiel Wentworth	Elisha Parks
Moses Hale	Azel Hatch
William Barker	Enos Stevens
Joseph Woodman	John Kneeland
James Clark	John Smith
Johnson D. Quimby	Eleazer Jackson, jr.
Neal M'Gaffey	Obed Metcalf
Job Otis	Joseph Appleton
Thomas Hoit	Levi Chamberlain
Edmund Parker	Oliver Prescott
Samuel Brown	Foster Alexander
Phinehas Aiken	Joseph Frost
Ezekiel Webster	James Breck
Thomas Bennett	Henry Melville
Jesse Bowers	Joseph Weeks
William Whittemore	Samuel L. Wilder
Andrew Wallace	Samuel Griffin
Artemas Rogers	James Underwood
Andrew Sargent	Daniel W. Biscoe
Ralph W. Jewett	Abraham B. Story
Thomas W. Colby	Elijah Alexander
Abram Brown	Simeon Cobb, 2d
Nehemiah Boutell	Abram Thomas
Jonathan Abbot	Moses Baker
William Crosby	Ebenezer Gregg
John Bruce	John Jones
Joseph Cochran, jr.	William Caldwell
Charles Barrett	Elijah Miller
Daniel Woodbury	James Poole
Caleb S. Ford	John L. Corliss
Jonathan Smith	Diarca Allen

Nathaniel Lambert	Amos Tarleton
Nathaniel Rix, jr.	Caleb Keith
Samuel Morey	Stephen Meserve
Samuel C. Webster	Lewis Loomis
Jonathan Blodget, jr.	Adino N. Brackett
Enoch Colby, jr.	John M. Tillotson

Yeas—79. *Nays*—112.

So the motion did not prevail.

Adjourned to three o'clock afternoon.

Met according to adjournment.

A bill, entitled, "An act creating the office and providing for the appointment of corn and grain measurers in the town of Portsmouth,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to prevent unnecessary expense to towns in supporting paupers,"

—was read a second time, and on the question, Shall this bill be engrossed and read a third time? It was decided in the negative.

Mr. Miltimore, from the committee to whom was referred the memorial of the Mayor, Aldermen, and Common Council of the city of Washington, requesting liberty to vend lottery tickets in the State of New-Hampshire,

—having attended to the duty assigned them, asked leave to report, that in their opinion it is inexpedient to grant their request ;

—which report was accepted.

On motion of Mr. Parker of Amherst, the following resolve was read :

Resolved, That the sum of eight hundred dollars be, and the same is hereby, appropriated for the purpose of promoting the interests of agriculture and domestic manufactures in this State, in the following manner :

To the Agricultural Societies of the counties of Rockingham, Strafford, Hillsborough, Cheshire, and Grafton, the sum of one hundred dollars each ; to the Agricultural Society of the county of Coos, fifty dollars ; and to the Board of Agriculture for the State, the remaining sum of two hundred and fifty dollars.

And be it further resolved, That the foregoing grant to the several county societies be made on condition that each county society shall, within one year from the first day of January next, appropriate the sum granted thereto by this resolve, together with at least double the amount of said sum, for the purpose of improvements in agriculture and domestick manufactures ; and the Treasurer of this State is hereby directed to pay to the Treasurer of each county agricultural society, the sum herein appropriated to such society, whenever the Treasurer thereof shall lodge with him a certificate, under oath, that he has, within the term above specified, received of the members of the society, of which he is a Treasurer, a sum at least double in amount to the appropriation herein made to such society, and that the appropriation, required by this resolve, has been duly made.

And be it further resolved, That it shall be the duty of the Board of Agriculture for this State, to appropriate the sum herein granted them, in the following manner, to wit :—In defraying the necessary expenses in procuring and preparing materials for, and the publication of a pamphlet, agreeably to the provisions of an act, entitled, “ An act to institute and provide for the organization of a Board of Agriculture for this State,” passed December 19, 1820, and the residue in such manner as said Board may consider most conducive to the interests of agriculture and domestick manufactures in this State. And the Treasurer of this State is hereby directed to pay said sum of two hundred and fifty dollars to the Treasurer of said Board of Agriculture---And it shall be the duty of said Board to render to the Legislature, at the next June session, an account of the manner in which the aforesaid sum, or any part thereof, shall have been expended.

Mr. Rogers moved, that the resolve be amended, by striking out all that part thereof which had relation to the appropriations to the several county agricultural societies ;

—on which motion, the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Henry Tucker
Andrew Dudley
Andrew Page
John S. Jenness
Richard Tripp

William Smith, jr.
Samuel Pilsbury
Robert Prescott
Daniel Peaslee
Jonathan Clough

Paul Rawlings
Arthur Branscomb
John Bartlett
Joseph Nealley
Henry Butler
Nehemiah Butler
Tristram Dalton
Ebenezer Knowlton
John Scribner
Estwick Evans
Thomas Dearborn
Jonathan Philbrick
George Janvrin
Daniel Veasey
Ephraim Fitts
Jonathan Parker
Stephen Davis
William Walker, jr.
David Webster
Daniel Lary
James Leavitt
Thomas Plumer
Dudley Ladd
Edward B. Nealley
Ebenezer Pitman
John Chadwick
Ezekiel Hoit
Joseph Boodey
Thomas Perkins
Johnson D. Quimby
Neal M'Gaffey
Joseph Doe
Tobias Roberts
Ford Whitman

Thomas Hoit
Samuel Fox
Amos Parmenter
Phineas Aiken
Thomas Bennet
Samuel Jones
Russell Tubbs
John Stinson
Elijah Peasley
Titus Brown
Robert Hall
William Whittemore
Artemas Rogers
Andrew Sargent
Abraham Brown
Jonathan Abbot
Frederick G. Stark
Josiah Russell
Aaron Gage, jr.
Daniel Woodbury
Caleb S. Ford
John Dodge
Thomas Wadleigh
Jesse Spofford
Jabez Youngman
John Stevens
James Bean
Benjamin Evans
James Wallace
Abraham Morrill
Elisha Parks
Azal Hatch
Rufus Handerson
John Smith

Eleazer Jackson, jr.	Humphrey Webster
Obed Metcalf	Walter Sleeper
Joseph Appleton	Moses Baker
Levi Chamberlain	Simon Oaks
Samuel Egerton	Ebenezer Gregg
John Way	Daniel Bartlett
Joseph Frost	Elijah Miller
Charles Gleason	James Poole
Wells Way	Joseph Atwood
Merrill Colby	David Aldrich, 2d.
Samuel Griffin	Diarca Allen
John Quimby	Pearley Mason
Danforth Taylor	Daniel Favor
Josiah Seward	Walter Blair
Sylvester Smith	Richard Jenness
Daniel Cutting	Samuel C. Webster
Francis Chase	Thomas Vincent, jr.
Thomas Pike	Amos Tarleton
Stephen Gale	Stephen Meserve
Abram Thomas	Luther Richardson
Ebenezer Rix	Frederick Ingalls

Those who voted in the negative, are—

Messrs. Andrew O. Evans	Boswell Stevens
Richard Greenough	James Cochran
Samuel Aiken, jr.	John Bowles
David M. Carpenter	David C. Foster
Stephen Ambrose	John N. Sherburne
Samuel Morrill	John Clindenin
Joseph Tilton, jr.	David Winkley
Edmund Toppan	Benjamin Mathes, jr.
Jesse Gordon	Jeremiah Wilson
Robert Patterson	Pearson Cogswell
John H. Miltimore	Maul Hanson
William P. Prescott	John Durkee

Levi Jones	John Kneeland
Ezekiel Wentworth	Oliver Prescott
Moses Hale	Foster Alexander
William Barker	James Breck
Joseph Woodman	Henry Melville -
James Clark	Joseph Weeks
Job Otis	Samuel L. Wilder
Richard Russell	James Underwood
Edmund Parker	Daniel W. Biscoe
Samuel Brown	Abraham B. Story
Ezekiel Webster	Elijah Alexander
Jesse Bowers	Simeon Cobb, 2d.
Andrew Wallace	John Jones
Ralph W. Jewett	William Caldwell
Nehemiah Boutell	John L. Corliss
William Crosby	Nathaniel Lambert
John Bruce	Nathaniel Rix, jr.
Joseph Cochran, jr.	Samuel Morey
Charles Barret	Jonathan Blodget, jr.
Jonathan Smith	Enoch Colby, jr.
Samuel C. Bartlett	Caleb Keith
Samuel Ryan	Adino N. Brackett
Enos Stevens	John M. Tillotson

Yeas—118. *Nays*—70.

So the motion prevailed.

Mr. Rogers then moved, that the words "eight hundred dollars" be stricken out, and the words "two hundred and fifty dollars" be inserted ;
—which motion prevailed.

The resolve, thus amended, was then read,—and, on motion to pass the same, the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Andrew O. Evans	Pearson Cogswell
Richard Greenough	Maul Hanson
Samuel Aiken, jr.	John Durkee
David M. Carpenter	John Chadwick
Stephen Ambrose	Levi Jones
Samuel Morrill	Joseph Boodey
William Smith, jr.	Thomas Perkins
Edmund Toppan	Moses Hale
Jesse Gordon	William Barker
Robert Patterson	Joseph Woodman
John H. Miltimore	Job Otis
Jonathan Clough	Tobias Roberts
William P. Prescott	Thomas Hoit
Paul Rawlings	Edmund Parker
Arthur Branscomb	Samuel Brown
Henry Butler	Amos Parmenter
Nehemiah Butler	Phineas Aiken
Boswell Stevens	Thomas Bennett
James Cochran	Elijah Peasley
John Bowles	Titus Brown
David C. Foster	Andrew Wallace
John N. Sherburne	Artemas Rogers
Jonathan Philbrick	Andrew Sargent
John Clindenin	Ralph W. Jewett
Stephen Davis	Abram Brown
David Winkley	Nehemiah Boutell
David Webster	Jonathan Abbot
Benjamin Mathes, jr.	Aaron Gage, jr.
Daniel Lary	William Crosby
James Leavitt	John Bruce
Thomas Plumer	Joseph Coehran, jr.
Dudley Ladd	Charles Barrett
Jeremiah Wilson	Daniel Woodbury

Caleb S. Ford	Elijah Alexander
Jonathan Smith	Simeon Cobb, 2d
Samuel C. Bartlett	Abram Thomas
Samuel Ryan	Ebenezer Rix
John Dodge	Humphrey Webster
Abraham Morrill	Moses Baker
Elisha Parks	Ebenezer Gregg
Azel Hatch	John Jones
John Kneeland	William Caldwell
Rufus Handerson	Elijah Miller
John Smith	James Poole
Eleazer Jackson, jr.	John L. Corliss
Joseph Appleton	Diarca Allen
Levi Chamberlain	Nathaniel Lambert
Obed Slate	Nathaniel Rix, jr.
Oliver Prescott	Pearley Mason
Foster Alexander	Samuel C. Webster
Joseph Frost	Jonathan Blodget, jr.
Henry Melville	Thomas Vincent, jr.
Joseph Weeks	Enoch Colby, jr.
Samuel Griffin	Amos Tarleton
Danforth Taylor	Caleb Keith
Josiah Seward	Stephen Meserve
Francis Chase	Adino N. Brackett
Daniel W. Biscoe	John M. Tillotson
Abraham B. Story	Frederick Ingalls

Those who voted in the negative, are—

Messrs. Henry Tucker	Joseph Tilton, jr.
John Brown	Robert Prescott
Andrew Dudley	John Bartlett
Moses Bean	Joseph Nealley
Andrew Page	Tristram Dalton
John S. Jenness	Ebenezer Knowlton
Richard Tripp	John Scribner

Estwicke Evans	Benjamin Evans
Thomas Dearborn	James Wallace
George Janvrin	Enos Stevens
Daniel Veasey	Samuel Egerton
Ephraim Fitts	John Way
Jonathan Parker	Charles Gleason
William Walker, jr.	James Breck
Edward B. Nealley	Wells Way
Ebenezer Pitman	Merrill Colby
Ezekiel Wentworth	Samuel L. Wilder
James Clark	John Quimby
Johnson D. Quimby	Sylvester Smith
Neal M'Gaffey	James Underwood
Joseph Doe	Daniel Cutting
Ford Whitman	Thomas Pike
Samuel Fox	Stephen Gale
Ezekiel Webster	Walter Sleeper
Samuel Jones	Simon Oakes
Russell Tubbs	Daniel Bartlett
Robert Hall	Joseph Atwood
Frederick G. Stark	David Aldrich, 2d
Josiah Russell	Daniel Favor
Thomas Wadleigh	Walter Blair
Jesse Spofford	Samuel Morey
Jabez Youngman	Richard Jenness
John Stevens	Luther Richardson
James Bean	

Yeas—117. *Nays*—67.

So the motion prevailed.

On motion of Mr. Parker of Amherst, the bill, entitled, "An act, in addition to an act, entitled An act in addition to an act, entitled, An act to institute

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and provide for the organization of a Board of Agriculture for this State,"

—was again called up, and read a second time, and on the question, Shall this bill be engrossed and read a third time?

—it was decided in the negative.

On the second reading of a bill, entitled, "An act to change the place of holding the February term of the Superior Court of Judicature, and the January term of the Court of Sessions, in the county of Rockingham ;"

Motion was made by Mr. Evans of Portsmouth, that said bill be committed to the members from the county of Rockingham,

—which motion was divided, and on the question, Shall said bill be committed?

—it was decided in the affirmative.

It was then moved that the committee consist of the members from the county of Rockingham,

—which was decided in the negative.

Mr. Evans, of Portsmouth, then moved that said bill be committed to the members from all the half-shire towns in this State ;

—which motion did not prevail.

Mr. Quimby of Springfield, then moved that said bill be referred to a select committee of eight, two from a county, (exclusive of the county of Rockingham) Grafton and Coos being considered as one ;

—which motion prevailed—and Messrs. Alexander of Keene, Bruce, Hale, Nealley of Lee, Barrett, Melville, Poole, and Blodget, were appointed.

A communication from His Excellency the Governor, was received by the Secretary.—[See the proceedings of Saturday.]

Mr. Carrigain, by message from the Honourable Senate, communicated to the House a bill, entitled, "An act regulating the settlement and distribution of insolvent estates :—" also a bill, entitled, "An act, defining the jurisdiction, powers, and duties, of a Judge of Probate ; and the duties, exemptions, and liabilities of executors, administrators, and guardians, in certain cases :—" which had been sent up by the House to the Honourable Senate for concurrence ; with information that the Honourable Senate was ready to concur with the House in the passage of said bills, with sundry proposed amendmets ;

—which were agreed to by the House, and the bills, so amended, were returned to the Honourable Senate.

Adjourned to nine o'clock to-morrow morning.

FRIDAY, JUNE 28, 1822.

The House met according to adjournment.

Mr. Toppan, from the committee on incorporations, reported, on the petition of Charles Barrett and others—

That the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill ;

—which report was accepted.

Mr. Brown of Francestown, from the committee on incorporations, to whom was referred the bill, entitled, "An act in addition to an act to incorporate certain persons for the purpose of cutting a canal by the Isle of Hooksett Falls, on Merrimack river," reported, that said bill be indefinitely postponed ;
—which report was accepted.

Mr. Brown, from the same committee, reported, on the petition of P. Thacher Vose, praying for the incorporation of a Marine, Mercantile, and Manufactures Union Line Company,

REPORTED—

That the petition be postponed to the first Tuesday of the next session of the Legislature ; that the petitioner be then heard before the standing committee on incorporations; and that he cause the substance of said petition, and order thereon, to be published in the New-Hampshire Gazette, printed at Portsmouth, six weeks successively, the last publication thereof to be six weeks prior to said day of hearing, that all persons interested may appear, and show cause, if any they have, why the prayer of said petition should not be granted.

Mr. Brown, from the same committee, to whom was referred the petition of Ebenezer Little and others, praying to be disannexed from Grantham, and annexed to Springfield, respectfully

REPORTED—

That the petition be postponed to the first Tuesday of the next session of the Legislature ; that the petitioners be then heard before the standing commit-

tee on incorporations ; and the petitioners give notice to the towns of Springfield and Grantham, by serving upon the selectmen of said towns, six weeks previous to the second Tuesday of March next, a copy of said petition and order thereon ;

—which report was accepted.

Mr. Quimby of Springfield, from the committee, to whom was referred the petition of the selectmen of Springfield, praying for a division of the county of Cheshire for the registering of Deeds—reported, that the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Tilton, from the judiciary committee, who were instructed to take into consideration “ the expediency of passing an act for the more equal distribution of money, required by law to be assessed for the support of schools,” reported—that the further consideration thereof be postponed to the next session of the General Court ;

—which report was accepted.

Mr. Tilton, from the same committee, to whom was referred the petition of John B. M'Gregory and others, reported—that the further consideration of said petition be postponed to the next session of the General Court ;

—which report was accepted.

Mr. Brown, from the committee on incorporations, reported on the petition of Asa Goodhue and others,

that the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill ;
—which report was accepted.

The following resolve was laid on the table by Mr. Chadwick, read, and passed :

Resolved, That the Board of Agriculture for this State, cause four copies of the pamphlet about to be published, agreeably to the provisions of an act to institute a Board of Agriculture for this State, passed in December, 1820, and the additions thereto, to be sent to the selectmen of each of the several towns in this State, as soon as may be after publication, for the use of the inhabitants thereof.

Mr. Keith presented the petition of the town of Wentworth, praying to be made a half-shire town for the county of Grafton :

Voted, That said petition be referred to a select committee of ten, composed of two members from each county, (the county of Grafton excepted) and that they report thereon—said committee to consist of Messrs. Ladd, Gordon, Perkins, Parmenter, Colby of Plainfield, Bowers, Metcalf, Meserve, and Ingalls.

A bill, entitled, “ An act to repeal the last section of an act, entitled, An act to establish a literary fund, to be collected from the several banking corporations within this State,” was read a second time ; and on the question, Shall this bill be engrossed and read a third time ? the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Andrew O. Evans
Henry Tucker

John Brown
Andrew Dudley

Moses Bean	Daniel Veasey
Richard Greenough	Ephraim Fitts
Samuel Aiken, jr.	Jonathan Parker
David M. Carpenter	Stephen Davis
Samuel Morrill	William Walker, jr.
Andrew Page	David Winkley
John S. Jenness	Nathaniet W. Ela
Richard Tripp	Benjamin Mathes, jr.
Edmund Toppan	Daniel Lary
Jesse Gordon	James Leavitt
Samuel Pillsbury	Thomas Plumer
Robert Prescott	Dudley Ladd
Daniel Peaslee	Jeremiah Wilson
John H. Miltimore	Pearson Cogswell
Jonathan Clough	Edward B. Nealley
William P. Prescott	Ebenezer Pitman
Paul Rawlings	John Durkee
Arthur Branscomb	John Chadwick
John Bartlett	Levi Jones
Joseph Nealley	Ezekiel Hoit
Henry Butler	Joseph Boodey
Nehemiah Butler	Thomas Perkins
Tristram Dalton	Moses Hale
James Cochran	Joseph Woodman
Ebenezer Knowlton	James Clark
John Scribner	Johnson D. Quimby
John Bowles	Neal M'Gaffey
David C. Foster	Job Otis
Estwick Evans	Thomas Hoit
John N. Sherburne	Richard Russell
Thomas Dearborn	Samuel Fox
Jonathan Philbrick	Samuel Brown
John Clindenin	Amos Parmenter
George Janvrin	Phineas Aiken

Thomas Bennet	James Wallace
Samuel Jones	Abraham Morrill
Russell Tubbs	Elisha Parks
John Stinson	Azel Hatch
Jesse Bowers	John Kneeland
Elijah Peasley	Rufus Handerson
Titus Brown	John Smith
Robert Hall	Obed Metcalf
William Whittemore	Joseph Appleton
Andrew Wallace	Levi Chamberlain
Artemas Rogers	Oliver Prescott
Andrew Sargent	John Way
Ralph W. Jewett	Joseph Frost
Thomas W. Colby	Charles Gleason
Abraham Brown	James Breck
Nehemiah Boutell	Wells Way
Jonathan Abbot	Henry Melville
Josiah Russell	Joseph Weeks
Aaron Gage, jr.	Samuel Griffin
William Crosby	John Quimby
John Bruce	Danforth Taylor
Joseph Cochran, jr.	Josiah Seward
Daniel Woodbury	Sylvester Smith
Caleb S. Ford	Francis Chase
Jonathan Smith	Abraham B. Story
Samuel C. Bartlett	Thomas Pike
Samuel Ryan	Stephen Gale
John Dodge	Abram Thomas
Thomas Wadleigh	Ebenezer Rix
Jesse Spofford	Humphrey Webster
Jabez Youngman	Walter Sleeper
John Stevens	Moses Baker
James Bean	Simon Oakes
Benjamin Evans	Ebenezer Gregg

John Jones	Richard Jenness
Daniel Bartlett	Samuel C. Webster
William Caldwell	Jonathan Blodget, jr.
Elijah Miller	Thomas Vincent, jr.
James Poole	Enoch Colby, jr.
Joseph Atwood	Amos Tarleton
David Aldrich, 2d.	Stephen Meserve
Diarca Allen	Lewis Loomis
Nathaniel Lambert	Luther Richardson
Nathaniel Rix, jr.	Adino N. Brackett
Pearley Mason	John M. Tillotson
Daniel Favor	Frederick Ingalls
Walter Blair	

Those who voted in the negative, are—

Messrs. Stephen Ambrose	Enos Stevens
Joseph Tilton, jr.	Eleazer Jackson, jr.
William Smith, jr.	Foster Alexander
Robert Patterson	Merrill Colby
Boswell Stevens	Samuel L. Wilder
Maul Hanson	James Underwood
William Barker	Daniel Cutting
Joseph Doe	Daniel W. Biscoe
Edmund Parker	Simeon Cobb, 2d.
Ezekiel Webster	Samuel Morey

Yeas—165. *Nays*—20.

So the motion prevailed.

On the second reading of a bill, entitled, "An act to establish the rate at which bank shares shall be valued in making and assessing direct taxes"—

Mr. Wilson of Gilmanton moved, that the words, "at one half of one per cent.," be stricken out, and

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that the words "three quarters of one per cent." be inserted ;

—which motion did not prevail.

Motion was then made by Mr. Story, that after the words "per cent.," the words, "and no more," be inserted ;

—which motion did not prevail.

Motion was then made by Mr. Toppan, that after the words "one half of one per cent." the words, "instead of three-fourths of one per cent." be added ;

—which motion prevailed ; and the bill, so amended, was ordered to a third reading this afternoon, at three o'clock.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, "An act making provision for the sale on execution of all rights in equity of redeeming real estate mortgaged," reported said bill, with an amendment ;

—which was adopted ; and the bill, so amended, was ordered to a third reading this afternoon, at four o'clock.

A bill, entitled, "An act to create a corporation by the name of the Grafton Woollen and Cotton Factory Company,"

—was introduced by report of committee, read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Keith presented the following resolve, which was read, and passed :

Resolved, That His Excellency the Governor, be requested to appoint some suitable person to preach the next Election Sermon.

Adjourned to three o'clock afternoon.

Met according to adjournment.

The petition of William Favor, praying for the alteration of his name, was presented, and referred to the committee on incorporations.

Mr. Butler of Pelham, by report of committee, introduced a bill, entitled, "An act for the preservation of fish in the waters of the ponds in the town of Pelham ;"

—which was read a first time, and ordered to a second reading to-morrow at eleven o'clock.

Mr. Colby, from the committee on accounts, reported on the account of Hill & Moore, that they be allowed the sum of two hundred and eleven dollars and fifty-seven cents, in full of their account ;

—which report was accepted.

Mr. Tilton, from the standing judiciary committee, to whom was referred a bill, entitled, "An act to incorporate the First Congregational Church in Nelson," having had the same under consideration, reported the said bill, with amendments ;

—which report was accepted ; and, on motion, said amendments were adopted ; and the bill, so amended, was read a second time, and ordered to a third reading to-morrow at eleven o'clock.

A bill, entitled, "An act to incorporate a company, by the name of the Proprietors of the Piscataquog Locks and Canals,"

—having had three several readings, passed to be enacted.

The petition of William Favor, praying for the alteration of his name, was referred to the committee on the alteration of names ; and,

Voted, That they report thereon.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, "An act authorizing the Court of Sessions to lay out roads through unincorporated places, and to assess taxes for making and repairing the same,"—having attended to that subject, reported—That said bill be indefinitely postponed ;

—which report was accepted.

Mr. Colby, from the committee on accounts, reported on the account of Samuel Sparhawk, Esq. that he be allowed \$231.53, in full of his account ;

—which report was accepted.

The following resolves passed :

Resolved, That Hill & Moore be allowed two hundred and eleven dollars and fifty-seven cents, in full of their account ; and that said sum be paid out of the treasury.

Resolved, That Samuel Sparhawk, Esq. be allowed two hundred and thirty-four dollars and fifty-three cents, in full of his account ; and that said sum be paid out of the treasury.

Mr. Colby, from the committee on accounts, reported on the account of George Hough, that he be allowed three dollars, in full of his account ;

—which report was accepted.

Resolved, That George Hough be allowed three dollars, in full of his account ; and that said sum be paid out of the treasury.

Mr. Alexander of Keene, from the committee on incorporations, before whom a hearing was ordered at the present session, on the petition of the inhabitants of Paulsburgh, having fully heard such parties interested as chose to appear before them,

REPORTED—

That the prayer of said petition be so far granted, that the petitioners have leave to bring in a bill ;
—which report was accepted.

Mr. Tillotson presented a bill, entitled, “ An act to incorporate the town of Paulsburgh,”

—which was read a first time, and ordered to a second reading to-morrow at 11 o'clock.

On the second reading of a bill, entitled, “ An act to incorporate the Farmer's Bank,”—

Motion was made by Mr. Quimby of Springfield, that said bill be indefinitely postponed ;

—on which motion, the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Andrew Dudley

Samuel Morril

Samuel Aiken, jr.

Andrew Page

David M. Carpenter

Samuel Pillsbury

Jonathan Clough	Richard Russell
Paul Rawlings	Titus Brown
John Bartlett	Robert Hall
Joseph Nealley	Ralph W. Jewett
Tristram Dalton	Thomas Wadleigh
Ebenezer Knowlton	Jesse Spofford
John Scribner	Elisha Parks
George Janvrin	Samuel Egerton
Daniel Veasey	Merrill Colby
Ephraim Fitts	Samuel Griffin
Jonathan Parker	John Quimby
Stephen Davis	Moses Baker
Daniel Lary	Simon Oakes
Thomas Perkins	Joseph Atwood
Moses Hale	Samuel C. Webster
Tobias Roberts	Frederick Ingalls
Ford Whitman	

Those who voted in the negative, are—

Messrs. Andrew O. Evans	Arthur Branscomb
John Brown	Henry Butler
Moses Bean	Nehemiah Butler
Richard Greenough	Boswell Stevens
Stephen Ambrose	James Cochran
John S. Jenness	John Bowles
Richard Tripp	David C. Foster
Joseph Tilton, jr.	Estwicke Evans
William Smith, jr.	John N. Sherburne
Edmund Toppan	Jonathan Philbrick
Robert Prescott	William Walker, jr.
Daniel Peaslee	David Winkley
Robert Patterson	Nathaniel W. Ela
John H. Miltimore	Benjamin Mathes, jr.
William P. Prescott	James Leavitt

Dudley Ladd	Aaron Gage, jr.
Jeremiah Wilson	William Crosby
Maul Hanson	John Bruce
Ebenezer Pitman	Joseph Cochran, jr.
Levi Jones	Daniel Woodbury
Ezekiel Hoit	Caleb S. Ford
Joseph Boodey	Jonathan Smith
William Barker	Samuel C. Bartlett
Joseph Woodman	Samuel Ryan
James Clark	John Dodge
Johnson D. Quimby	Jabez Youngman
Joseph Doe	John Stevens
Job Otis	James Bean
Thomas Hoit	Benjamin Evans
Samuel Fox	James Wallace
Edmund Parker	Abraham Morrill
Samuel Brown	Azel Hatch
Amos Parmenter	Enos Stevens
Phineas Aiken	Rufus Handerson
Thomas Bennett	John Smith
Samuel Jones	Eleazer Jackson, jr.
Russell Tubbs	Obed Metcalf
John Stinson	Joseph Appleton
Jesse Bowers	Levi Chamberlain
Elijah Peasley	Oliver Prescott
William Whittemore	Foster Alexander
Andrew Wallace	John Way
Artemas Rogers	Joseph Frost
Andrew Sargent	James Breck
Thomas W. Colby	Wells Way
Abram Brown	Henry Melville
Nehemiah Boutell	Samuel L. Wilder
Jonathan Abbot	Danforth Taylor
Josiah Russell	Josiah Seward

Sylvester Smith	James Poole
James Underwood	John L. Corliss
Daniel Cutting	David Aldrich, 2d
Francis Chase	Nathaniel Lambert
Daniel W. Biscoe	Nathaniel Rix, jr.
Abraham B. Story	Walter Blair
Thomas Pike	Samuel Morey
Simeon Cobb, 2d	Richard Jenness
Stephen Gale	Jonathan Blodget, jr.
Abram Thomas	Thomas Vincent, jr.
Ebenezer Rix	Enoch Colby, jr.
Humphrey Webster	Amos Tarleton
Walter Sleeper	Caleb Keith
Ebenezer Gregg	Stephen Meserve
John Jones	Lewis Loomis
Daniel Bartlett	Adino N. Brackett
William Caldwell	John M. Tillotson
Elijah Miller	

Yeas—39. Nays—133.

So the motion did not prevail.

And said bill was ordered to a third reading to-morrow at eleven o'clock.

A bill, entitled, "An act to establish the rate at which bank shares shall be valued in making and assessing direct taxes,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act in further addition to an act, entitled, An act for forming, arranging, and regulating the militia," having been read a second time, motion was made by Mr. Boodey, that the 9th

section of said bill be stricken out—which is in the the words following, to wit :

And be it further enacted, That all students at Dartmouth College, belonging to the freshmen, sophomore, junior, and senior classes, during the time they continue to be members of either of those classes, be, and they hereby are, exempted from military duty ;

—which motion did not prevail.

Said bill was then ordered to be read a third time, and passed to be enacted.

Mr. Sherburne presented the Adjutant General's account—

Ordered, That said account be referred to the standing military committee, and that they report thereon.

Mr. Colby of Hopkinton, presented an additional account of Hill & Moore—

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

The account of William Pickering, Esq. was presented—

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

A bill, entitled, “An act making provision for the sale on execution, of all rights in equity of redeeming real estate mortgaged,”

—having had three several readings, the question was put, Shall this bill pass to be enacted ?

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On this question, the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Andrew O. Evans

Henry Tucker

John Brown

Samuel Aiken, jr.

Stephen Ambrose

Samuel Morril

John S. Jenness

Richard Tripp

Joseph Tilton, jr.

William Smith, jr.

Edmund Toppan

Jesse Gordon

Daniel Peaslee

Robert Patterson

John H. Miltimore

Jonathan Clough

William P. Prescott

Arthur Branscomb

John Bartlett

Joseph Nealley

Henry Butler

Nehemiah Butler

Boswell Stevens

John Scribner

John Bowles

David C. Foster

John N. Sherburne

John Clindenin

George Janvria

Daniel Veasey

Jonathan Parker

Stephen Davis

David Winkley

Nathaniel W. Ela

Benjamin Mathes, jr.

Daniel Lary

Thomas Plumer

Dudley Ladd

Jeremiah Wilson

Edward B. Nealley

Maul Hanson

John Chadwick

Levi Jones

Joseph Boodey

Ezekiel Wentworth

Moses Hale

Joseph Woodman

Joseph Doe

Job Otis

Ford Whitman

Richard Russell

Samuel Fox

Edmund Parker

Samuel Brown

Phineas Aiken

Ezekiel Webster

Thomas Bennet

Samuel Jones

Russell Tubbs

Jesse Bowers

Elijah Peasley

Titus Brown

Andrew Wallace

Artemas Rogers

Andrew Sargent	John Way
Ralph W. Jewett	Joseph Frost
Thomas W. Colby	James Breck
Charles Barret	Henry Melville
Daniel Woodbury	Samuel L. Wilder
Caleb S. Ford	Samuel Griffin
Jonathan Smith	John Quimby
Samuel C. Bartlett	Sylvester Smith
Samuel Ryan	Abraham B. Story
John Dodge	Simcon Cobb, 2d
Jesse Spofford	Stephen Gale
John Stevens	Humphrey Webster
James Bean	Moses Baker
Benjamin Evans	John Jones
James Wallace	Daniel Bartlett
Abraham Morrill	James Poole
Elisha Parks	Diarca Allen
Enos Stevens	Nathaniel Lambert
Rufus Handerson	Nathaniel Rix, jr.
Eleazer Jackson, jr.	Pearley Mason
Obed Metcalf	Samuel C. Webster
Joseph Appleton	Stephen Meserve
Levi Chamberlain	John M. Tillotson
Foster Alexander	Frederick Ingalls

Those who voted in the negative, are—

Messrs. Andrew Page	Jonathan Philbrick
Samuel Pilsbury	William Walker, jr.
Paul Rawlings	Pearson Cogswell
Tristram Dalton	Ebenezer Pitman
James Cochran	Ezekiel Hoit
Ebenezer Knowlton	William Barker
Estwick Evans	James Clark
Thomas Dearborn	Johnson D. Quimby

Neal M'Gaffey	James Underwood
Tobias Roberts	Daniel Cutting
Thomas Hoit	Francis Chase
Amos Parmenter	Daniel W. Biscoe
John Stinson	Thomas Pike
Robert Hall	Ebenezer Rix
William Whittemore	Simon Oakes
Abraham Brown	Ebenezer Gregg
Nehemiah Boutell	William Caldwell
Jonathan Abbot	Elijah Miller
Frederick G. Stark	John L. Corliss
Josiah Russell	Joseph Atwood
Aaron Gage, jr.	David Aldrich, 2d.
William Crosby	Daniel Favor
Joseph Cochran, jr.	Walter Blair
Thomas Wadleigh	Richard Jenness
Jabez Youngman	Jonathan Blodget, jr.
John Smith	Thomas Vincent, jr.
Samuel Edgerton	Enoch Colby, jr.
Wells Way	Amos Tarleton
Merrill Colby	Caleb Keith
Danforth Taylor	Lewis Loomis
Josiah Seward	Luther Richardson

Yeas—111. Nays—63.

So the question was decided in the affirmative, and the bill passed.

An additional account of George Hough was presented—

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Adjourned to nine o'clock to-morrow morning.

SATURDAY, JUNE 29, 1822.

The House met according to adjournment.

Mr. Brown, from the standing committee on incorporations, to whom was referred the petition of Nathaniel Carlton, praying that his farm may be disannexed from the town of Bartlett, and annexed to the town of Adams, respectfully reported—That the prayer of said petition be so far granted, that the petitioner have leave to bring in a bill ;

—which report was accepted.

Mr. Brown, from the same committee, before whom a hearing was ordered on the first Tuesday of the present session, upon the petition of the inhabitants of Durand, praying to be incorporated and known by the name of Randolph, respectfully reported—That said petition be indefinitely postponed ; no person appearing in support thereof ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of Enos Collins and others, praying to be disannexed from the town of Warner, and annexed to the town of Bradford, that said petition be indefinitely postponed ;

—which report was accepted.

Mr. Brown, from the same committee, reported on the petition of sundry inhabitants of the town of Fishersfield, that said petition be indefinitely postponed ;

—which report was accepted.

Mr. Brown, from the same committee, before whom a day of hearing was ordered on the first Tuesday of the present session, upon the petition of Stephen Goodhue and others, praying for a turnpike through the town of Dorchester, and part of the towns of Lime and Groton, reported—That said petition be indefinitely postponed ;

—which report was accepted.

Mr. Brown, from the same committee, to whom was referred the bill postponed from the last session of the General Court, entitled, “An act to annex certain islands in Winnipiseogee lake to the town of Gilford, in the county of Strafford, reported—That said bill be indefinitely postponed ;

—which report was accepted.

Mr. Whitman, from the committee, to whom was referred the subject of the expediency of raising a State tax, reported a bill, entitled, “An act for raising thirty thousand dollars for the use of this State,”

—which was read a first time, and ordered to a second reading this day, at eleven o'clock.

Mr. Whitman also reported the following statements of the Treasurer, relative to the present situation of the treasury, &c.

No. 1.

An estimate of probable receipts and disbursements at the treasury, from June 4, to Dec. 1, 1822.

Receipts.

For taxes outstanding for the year 1821,	\$135 26
Reimbursement of principal and interest, on stock in United States funds,	8531 10
	<hr/>
	\$ 3666 36
To which add the balance of cash in the treasury, June 4, 1822,	11,805 09
	<hr/>
	\$15,471 45
	<hr/>

Disbursements.

Salaries of Governor, Secretary, Adjutant-General, and Warden of State Prison,	\$4150 00
Pay and travel rolls of Hon. Council, Senate, and House of Representatives, the present session, including the clerks and door-keepers,	15,135 50
Pay roll of Honorable Council, Nov. session,	100 00
Incidental expenses of the session, including printers accounts, and pay of clerks for copying Journals,	1400 00
Expenses of courts martial, military commissions, and pay of brigade inspectors,	1100 00
Appropriations for adjutant and quarter master general's department,	2500 00
	<hr/>
	\$24,385 50

For encouragement of agriculture,	800 00
Appropriation for State Prison, according to estimate of Warden,	2000 00
Bounties on wolves and wild cats,	300 00
Expenses of witnesses, &c. on the peti- tion of Thomas H. Pettengill and others,	200 00
Contingencies, say	1700 00

\$29,385 50

Deduct receipts, 15,471 45

Leaving, to be provided for by loan,
the sum of 13,914 05

WILLIAM PICKERING,
Treasurer.

No. 2.

An estimate of the probable receipts and disburse-
ments at the treasury, from Dec. 1, 1822, to June
4, 1823.

Receipts.

State Tax for the year 1822,	30,000 00
Reimbursement of principal and interest, on stock in United States' funds,	4,523 00
	<hr/> 34,523 00 <hr/>

Disbursements.

Salaries of the officers of Government,	3,854 00
Pay of the Honourable Council, May session, 1823,	100 00

For money borrowed, including interest on the same,	14,400 00
	<hr/>
	18,354 00
Leaving a balance in the treasury, June 4, 1823, of	16,169 07
	<hr/>
	34,523 07

WILLIAM PICKERING,

Treasurer.

Treasury Office, June 27, 1822.

STATE OF NEW-HAMPSHIRE.

Treasury Office, June 27, 1822.

The following statement, shewing the receipts and disbursements of the publick money, from June 4, to June 27, 1822, is respectfully submitted to the Honorable General Court for their information.

Dr.

1822, June 4. To balance of cash in the treasury, as reported by committee on settlement with the Treasurer,	£ 11,805 09
To cash received at the treasury for outstanding taxes,	209 60
To cash received of James Poole, for rent of medical building at Hanover,	23 89
To cash received for fines from persons conditionally exempted from military duty,	2 0
To cash received for interest on note in favour of the State, signed by Moses Foss and others,	184 64

P p

To cash received for land sold pursuant
to a resolve of the Legislature, 154 12

\$12,379 34

Cr.

1822, June 6. By order paid John Rogers, Treasurer of Rockingham Agricultural Society, \$ 100 00

Hon. John Bell, jr. 14 80

Obadiah Carpenter and others, 135 00

Hon. John French, 37 50

Hon. Samuel Dinsmoor, 29 50

Hon. Daniel Hoit, 179 41

Hon. George Sullivan, 200 00

Samuel Moses, 17 50

John Weeks, 50 00

Solomon Wait, 77 15

Hon. William M. Richardson, 350 00

George Stickney, 42 95

Joseph Cofran, 12 35

Moses C. Pilsbury, 200 00

Samuel Sparhawk, 193 50

\$ 1,639 66

June 27. Cash on hand, the balance, 10,739 68

\$ 12,379 34

WILLIAM PICKERING,
Treasurer.

Mr. Whitman also reported the following resolve :

Resolved, That William Pickering, the Treasurer of this State, be, and he hereby is, authorized and required, to borrow, on the credit of said State, for the use of the same, a sum of money, not exceeding fourteen thousand dollars, and at a rate per cent., not exceeding usual bank interest ; and so much of the State tax, payable into the treasury on or before the first day of December, as will be sufficient to pay said loan, and interest, is hereby appropriated for that purpose ; and said Treasurer is hereby authorized and required to apply said tax for the above purpose, as soon as a sufficient sum is paid into the treasury.

On motion of Mr. Boodey—

Mr. Mason, the member from the town of Lyman, had leave of absence.

A message from the Honourable Senate, by Mr. Carrigain, their Clerk, communicated information, that the Senate were ready to concur with the House in the passage of a bill, entitled, “ An act to incorporate the Directors of the Noyes School, in Andover, with certain proposed amendments ;

—which amendments were read, and agreed to.

On motion of Mr. Parker of Amherst—

Voted, That the judiciary committee be instructed to report what compensation shall be made to the committee appointed, November session, 1820, to revise the Probate Laws.

On motion of Mr. Barker—

Voted, That the judiciary committee be instructed to take into consideration the expediency of extending, for the term of two years, the right of redemption on real estate sold for payment of non-resident taxes, & that they report thereon by bill or otherwise.

A bill, entitled, “An act to disannex the farm of Nathaniel Carlton of Bartlett from said town, and to annex it to the town of Adams,”

—was read a first time, and ordered to a second reading this day, at 11 o'clock.

A bill, entitled, “An act to incorporate certain persons, by the name of Bow Social Library Society,”

—was read a first time, and ordered to a second reading this day at eleven o'clock.

Mr. Breck, from the committee to whom was committed the bill for establishing the Probate Courts in the county of Cheshire, reported said bill with amendments;

—which were adopted; and said bill, so amended, was read a second time, and ordered to a third reading this day at 11 o'clock.

The petition of David Tewksbury and others, praying to be disannexed from the town of Grafton, and annexed to the town of Springfield,

—was read, and referred to the standing committee on incorporations.

The following communication, received on Thurs-

day, from His Excellency the Governr, by the Secretary,

—was read, and referred to Messrs. Bennett, Stevens of Wilton, Barker, and Durkee, with instructions to report thereon.

To the House of Representatives.

GENTLEMEN,

By a resolve of the Legislature, passed June 28, 1821, the sum of one thousand dollars was appropriated for the education of poor deaf and dumb children, belong to this State, at the Asylum, in Hartford, in the State of Connecticut, to be divided, and applied for the benefit of such persons, and in such manner, as the Governor should direct. In the performance of the duty thus enjoined upon me, I endeavoured to obtain correct information of the number, age, health, and mental capacity, of the deaf and dumb children within the State, and of the ability of their parents to educate them. Inquiries, instituted with these views, brought to my knowledge about forty of these children, who possessed good mental capacity, and were of suitable age to receive an education. The parents of more than half of these children were unable to contribute any thing towards their education; and the parents of the remainder, although not able to defray the whole expense, were able, by themselves, or by the aid of their friends, to contribute a part towards the education of their children. I selected nine of those children, and divided the fund appropriated to this object amongst them, in the following proportion, viz :

To Edwin J. Mann, of Portsmouth, aged 13 years,	\$ 100
To Charlotte Lovejoy, of Concord, aged 19 years,	100
To Oliver F. Hastings, of Gilmanton, aged 13 years,	100
To Thomas Brown, of Henniker, aged 17 years,	125
To James H. Whitcomb, of Hancock, aged 15 years,	100
To Eliza Morrison, of Peterborough, aged 20 years,	100
To Elijah Tracy, of Cornish, aged 12 years,	100
To Jacob Tenney, of Groton, aged 16 years,	140
To Willard Carpenter, of Littleton, aged 12 years,	135
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	\$ 1,000

I took from the parents or friends of the children to whom the sums were paid, bonds, with sufficient sureties, for the faithful appropriation of the money advanced, to the object for which it was given, and have deposited these bonds in the office of the Treasurer. I have been informed, by the principal instructor of the Asylum, that the annual expense of each pupil, is one hundred and fifty dollars, exclusive of clothing, and that they cannot be expected to derive any material benefit from less than two years instruction.

SAMUEL BELL.

June 27, 1822.

A bill, entitled, "An act in addition to an act, entitled, An act to incorporate sundry persons, by the name of the Proprietors of New-Castle bridge," passed June, 1821,

—was read a second time, and on motion, was referred to Messrs. Rogers, Sherburne, and Wentworth, for the purpose of amendment.

A bill, entitled, "An act to incorporate a company, by the name of the Souhegan Woollen Factory,"

—having had three several readings, passed to be enacted.

Mr. Aiken of Chester, presented the petition of the officers of the 7th regiment, praying for the removal of an officer—

Ordered, That said petition be referred to the standing military committee, and that they report thereon.

Mr. Appleton moved, that a committee be raised to be joined by the Honourable Senate, to report what compensation shall be made the Reverend Thomas Beede, for his services, as Chaplain to the Legislature, the present session ;

—which motion prevailed ; and Messrs. Appleton, Woodman of Sandbornton, and Crosby, were appointed on the part of the House.

On the second reading of a bill, entitled, "An act forming the towns of Whitefield and Dalton, in the county of Coos, into one class, and the towns of Bethlehem, Franconia, and Lincoln, in the county of

Grafton, into another class, for the choice of Representatives to the General Court,"

On motion,

—said bill was referred to the judiciary committee, with instructions to report thereon.

Mr. Durkee, from Meredith, had leave of absence.

Mr. Cogswell presented the account of Daniel Bailey :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Smith of Exeter, from the committee appointed to take into consideration the existing laws relative to the valuation of real and personal estate of residents taxable by law, the manner of assessing taxes thereon, &c. asked leave to report—

That it is not expedient to commence so late in the session, the revision of laws so important as those which relate to the valuation of estates, and assessments of taxes ; and recommend, that the further consideration of the subjects committed to them be postponed until the next session of the Legislature ;

—which report was accepted.

A message from the Honorable Senate, by Mr. Carrigain their clerk, communicated a resolve appropriating eight hundred dollars, for promoting the interests of agriculture and domestick manufactures, in this State ;

—which was read, and on motion of Mr. Rogers, was ordered to lie.

Mr. Smith of Exeter, from the committee to whom was referred the communication from His Excellency the Governor, relative to the demand of this State against the United States, made a report thereon, which was ordered to lie on the table.

Mr. Cogswell presented the account of Daniel Bailey :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Adjourned to Monday next, nine o'clock forenoon.

MONDAY, JULY 1, 1822.

The House met according to adjournment.

The petition of the field officers of the 21st regiment was read, and, on motion of Mr. Tilton, was indefinitely postponed.

Mr. Baker, from the committee appointed to take into consideration the expediency of revising the militia laws of this State in such manner, as that there shall be but one training in a year, reported, that in their opinion it is inexpedient, at the present time, to make any alteration in the militia laws to that effect ;

—which report was accepted.

Agreeably to notice previously given, Mr. Tilton presented a bill, entitled, “ An act to ascertain the damages done to lands by being flowed ;”

Q q

—which was read a first time, and ordered to a second reading this day at eleven o'clock.

Mr. Poole, from the military committee, to whom were referred the petitions of Levi Jones, Stephen Otis, jr. Joseph Cate, John Coverly, 4th, James Weymouth, James Patterson, and George Dame, praying to be relieved from fines incurred by them, under the act of December 1820, for forming and arranging the militia, and also of an act in addition to an act for arranging, forming, and regulating the militia, passed June 1821, asked leave to report, that said petitions be referred to the Adjutant General ;

—which report was accepted.

Mr. Poole also, from the same committee, reported the following resolve, which was read and passed:

Whereas it is of great importance, that the arms furnished this State by the United States, and the ordnance belonging to this State, should suffer no injury, and be kept in good repair ; and whereas it is now unknown to the Legislature, whether the same are in a proper state of preservation : therefore—

Resolved, That His Excellency the Governor be, and he is hereby authorized and requested to appoint one or more suitable persons to examine into the state of said arms, ordnance, &c. and make report thereof to him, before the next session of the Legislature.

Mr. Rogers, from the committee to whom was referred, “ An act in addition to an act, entitled, An act to incorporate sundry persons, by the name of the Proprietors of New-Castle Bridge,” passed June,

1821, reported said bill, with the following amendment:—

“And be it further enacted, That this act shall not have effect unless the consent of all the proprietors shall be first had and obtained ;”

—which amendment was adopted ; and the bill, so amended, was read a second time—and, on motion of Mr. Foster,

—was ordered to lie on the table.

Mr. Morrill of Concord, presented the account of John Farmer :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Poole, from the military committee, to whom was referred the account of Joseph Low, Adjutant General,

REPORTED—

That they have carefully examined said account, and have found the same correctly cast and well vouched ; and that there is in his hands a balance of the appropriations unexpended, amounting to one hundred and thirty-one dollars and fifty-one cents, subject to be drawn by the commanding officers of the artillery companies, and the adjutants of the regiments, who have not received their pay for regimental returns ;

—which report was accepted.

A bill, entitled, “An act establishing the law of roads,” which was sent down for concurrence, by

message from the Honorable Senate, by Mr. Carri-
gain, their clerk, on Saturday last,

—was read a first time, and ordered to a
second reading this day at eleven o'clock.

A bill, entitled, "An act in addition to and in
amendment of an act, declaring the mode of convey-
ance by deed," which had passed the Honorable
Senate, and was sent down for concurrence,

—was read a first time, and ordered to a second
reading this day at 11 o'clock.

A bill, entitled, "An act to create a corporation,
by the name of the Grafton Woollen and Cotton Fac-
tory Company,"

—having had three several readings, passed to be
enacted.

A bill, entitled, "An act to incorporate a Music
Society in the town of Hampstead,"

—having had three several readings, passed to be
enacted.

A bill, entitled, "An act to incorporate the First
Congregational Church in Nelson,"

—having had three several readings, passed to be
enacted.

A bill, entitled, "An act in addition to an act re-
quiring certain persons to account to the Adjutant
General, and vesting certain powers in that officer,"

—having had three several readings, passed to be
enacted.

A bill, entitled, "An act to incorporate sundry persons by the name of the President, Directors, and Company, of the Farmers' Bank,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to incorporate certain persons by the name of Bow Social Library Society,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act for the preservation of pickerel in the waters of the ponds in the town of Pelham,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act in addition to an act, entitled, An act to incorporate sundry persons by the name of the Proprietors of New-Castle Bridge, passed June 1821,"

—having had three several readings, passed to be enacted.

The following resolves, reported by the committee to whom was referred the message from His Excellency the Governor, in relation to the claims of this State against the United States,

—were read and passed—viz.

1. *Resolved*, That the Secretary of State be directed to forward, as soon as may be, to the office of the Secretary of War at Washington, all the papers, documents, and vouchers, necessary to substantiate

the account of this State against the United States.

2. *Resolved*, That His Excellency the Governor be authorized and requested to appoint one of the members of Congress, an agent on the part of this State, to adjust, during the next session, the claims of this State against the United States; for which service, he shall be paid out of the treasury of this State, a reasonable compensation.

A bill, entitled, "An act to change the names of sundry persons therein named,"

—having had three several readings, passed to be enacted.

On the second reading of a bill, entitled, "An act to incorporate the town of Paulsburgh,"

Motion was made, that said bill be referred to the judiciary committee;

—which prevailed.

A bill, entitled, "An act in addition to an act, entitled, An act to restore certain estates to their original connection with the town of Piermont, passed July 1st, 1819,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act to amend an act, entitled, An act to incorporate certain persons by the name of the New-Hampshire Cotton and Woollen Factory at Hillsborough,"

—having had three several readings, passed to be enacted.

The House agreed to certain proposed amendments, communicated by the Honorable Senate through their Clerk, to the bill, entitled, "An act to establish a line between the two companies of militia, in the town of Wakefield ;"

—information of which was given to the Honorable Senate.

A bill, which had passed the House, entitled, "An act to incorporate the town of Hooksett," was returned by message from the Honorable Senate, with a proposed amendment, which was agreed to by the House, with an amendment to the amendment proposed by the Honorable Senate ;

—information of which was given to the Honorable Senate.

On motion of Mr. Colby of Hopkinton —

The committee on accounts were discharged from further consideration of the account of Hill & Moore, and the account of George Hough, and said accounts were referred to the standing military committee.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, "An act in addition to an act, entitled, An act to authorize the Superior Court to empower guardians to sell the real estate of their wards," passed December 24, 1795, and which had passed the Honourable Senate, and was sent down for concurrence, reported sundry amendments ;

—which were adopted, and the bill, so amended, was read a third time, and passed.

On the second reading of a bill, entitled, "An act to raise thirty thousand dollars for the use of the State"—

Motion was made to strike out the words, "first day of December, in the year of our Lord 1823," and insert the words, "first Wednesday of June, A. D. 1824;"

—which motion prevailed; and the bill, so amended, was ordered to a third reading this afternoon, at three o'clock.

Mr. Morrill, of Concord, presented the account of John Johnson :

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Tilton, from the judiciary committee, who were instructed to take into consideration the expediency of extending, for the term of two years, the right of redemption on real estate sold for non-payment of non-resident taxes, having attended to that subject,

REPORTED—

That the further consideration thereof be indefinitely postponed ;

—which report was accepted.

Mr. Tilton, from the judiciary committee, to whom

was referred the bill to class certain towns, having had the same under consideration,

REPORTED—

That said bill be postponed to the next session of the General Court;

—which report was accepted.

Mr. Brown of Francestown, from the committee on incorporations, to whom was referred the petition of David Tewksbury and others, praying to be disannexed from the town of Grafton, and annexed to the town of Springfield,

REPORTED—

That said petition be postponed to the first Tuesday of the next session of the Legislature; that the petitioners be then heard before the standing committee on incorporations; and that the petitioners notify the towns of Springfield and Grafton thereof, by serving upon one or more of the selectmen of each of said towns, a copy of said petition, and order thereon, six weeks prior to the second Tuesday of March next;

—which report was accepted.

A bill, entitled, “An act to disannex the farm of Nathaniel Carlton, of Bartlett, from the town of Bartlett, and annex it to the town of Adams,”

—having had three several readings, passed to be enacted.

Mr. Tilton, from the judiciary committee, to whom was referred a bill to incorporate a town by the

name of Paulsburgh, reported said bill, with amendments ;

—which report was accepted, and said amendments being adopted, said bill passed a second reading, and was ordered to a third reading at 5 o'clock this afternoon.

On the second reading of a bill, entitled, “ An act to ascertain the damages done to lands by being flowed,”

Motion was made by Mr. Tilton, that said bill be referred to the judiciary committee ;

—which motion prevailed.

The following resolve was read, and passed :—

Whereas by a resolve, passed by the Legislature of this State, and approved June 29, 1819, the Treasurer of this State was authorized and required to purchase and receive of Nathaniel Adams, Esq. two hundred and fifty copies of the Reports of the decisions of the Superior Court of New-Hampshire—And whereas it is uncertain whether the publication of said Reports will be continued by said Adams—

Therefore,

Resolved, That the Treasurer of this State be authorized and required to purchase and receive of any person, who may be entrusted by said Court to publish their Reports, the aforesaid number of copies of each succeeding volume, upon the terms and conditions mentioned in the resolve aforesaid ; and that the Governor be authorized, and the Treas-

urer directed, to pay for and distribute the same agreeably to the aforesaid resolve.

The following resolve was read, and passed :—

Resolved, That the sum of four hundred dollars be appropriated for the use of the State Prison, (together with the sum of sixteen hundred dollars, the unexpended balance of the appropriation made at the last session of the Legislature for the same purpose) and that His Excellency the Governor be, and he hereby is, authorized to draw the same from the treasury, by warrant, and deliver the same to Moses C. Pilsbury, the Warden of the prison, in such sums and at such times as he may think proper.

The resolve, brought down from the Honorable Senate on a previous day, appropriating the sum of eight hundred dollars for the purpose of promoting the interests of agriculture and domestick manufactures, was called up, and read.

Motion was made by Mr. Chadwick, that said resolve be indefinitely postponed ;

—which motion prevailed.

Mr. Poole, from the military committee, to whom was referred the account of George Hough, reported—that he receive one hundred and twenty-one dollars and fifty cents, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Poole, from the same committee, reported on the account of Charles Flanders, that he receive one

dollar and seventy-seven cents, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Poole, from the same committee, reported on the account of Hill & Moore, that they have and receive one hundred and forty-three dollars and eighty-four cents, agreeably to the account exhibited, in full of their account ;

—which report was accepted, and a resolve passed accordingly.

A message from the Honorable Senate, by Mr. Carrigain their clerk, gave information, that the Senate had concurred with the House in their amendment to the amendment proposed by the Honorable Senate, to a bill, entitled, “ An act to incorporate the town of Hooksett.”

A bill, entitled, “ An act to change the place of holding the February terms of the Superior Court of Judicature, and the January terms of the Courts of Sessions in the county of Rockingham,”

—having been read a third time—on the question, Shall this bill pass to be enacted ? The yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Andrew O. Evans

John Brown

Richard Greenough

David M. Carpenter

Stephen Ambrose

Samuel Morrill

Richard Tripp

William Smith, jr.

Jesse Gordon

Robert Patterson

John H. Miltimore	John Stinson
Jonathan Clough	Jesse Bowers
Nehemiah Butler	Elijah Peasley
Boswell Stevens	Robert Hall
James Cochran	William Whittemore
Ebenezzer Knowlton	Andrew Wallace
John Scribner	Artemas Rogers
John Clindenin	Andrew Sargent
Stephen Davis	Ralph W. Jewett
Daniel Lary	Thomas W. Colby
James Leavitt	Abram Brown
Dudley Ladd	Nehemiah Boutell
Jeremiah Wilson	Jonathan Abbot
Pearson Cogswell	Frederick G. Stark
Edward B. Nealley	Josiah Russell
Ebenezer Pitman	Aaron Gage, jr.
Ezekiel Hoit	William Crosby
Joseph Boodey	John Bruce
Thomas Perkins	Joseph Cochran, jr.
Moses Hale	Charles Barrett
Joseph Woodman	Daniel Woodbury
James Clark	Caleb S. Ford
Johnson D. Quimby	Jonathan Smith
Neal M'Gaffey	Samuel Ryan
Thomas Hoit	John Dodge
Richard Russell	Thomas Wadleigh
Samuel Fox	John Stevens
Edmund Parker	James Bean
Amos Parmenter	Benjamin Evans
Phinehas Aiken	James Wallace
Ezekiel Webster	Abraham Morrill
Thomas Bennett	Elisha Parks
Samuel Jones	Azel Hatch
Russell Tubbs	Enos Stevens

Rufus Handerson	Abram Thomas
Eleazer Jackson, jr.	Humphrey Webster
Obed Metcalf	Walter Sleeper
Joseph Appleton	Moses Baker
Levi Chamberlain	Ebenezer Gregg
Foster Alexander	John Jones
Samuel Egerton	Daniel Bartlett
John Way	William Caldwell
Joseph Frost	James Poole
Charles Gleason	Nathaniel Lambert
Wells Way	Nathaniel Rix, jr.
Henry Melville	Daniel Favor
Merrill Colby	Walter Blair
Samuel L. Wilder	Samuel C. Webster
Samuel Griffin	Jonathan Blodget, jr.
John Quimby	Enoch Colby, jr.
Danforth Taylor	Amos Tarleton
Josiah Seward	Caleb Keith
Sylvester Smith	Stephen Meserve
James Underwood	Lewis Loomis
Daniel Cutting	Luther Richardson
Daniel W. Biscoe	John M. Tillotson
Thomas Pike	Frederick Ingalls
Simeon Cobb, 2d	

Those who voted in the negative, are—

Messrs. Henry Tucker	Paul Rawlings
Andrew Dudley	Arthur Branscomb
Moses Bean	John Bartlett
Andrew Page	Joseph Nealley
Joseph Edgerly	Henry Butler
Joseph Tilton, jr.	Tristram Dalton
Edmund Toppan	John Bowles
William P. Prescott	David C. Foster

Estwicke Evans	Job Otis
Thomas Dearborn	Tobias Roberts
Jonathan Philbrick	Samuel Brown
George Janvrin	Titus Brown
Daniel Veasey	Samuel C. Bartlett
Ephraim Fitts	Jesse Spofford
Jonathan Parker	Jabez Youngman
William Walker, jr.	Francis Chase
David Winkley	Abraham B. Story
Nathaniel W. Ela	Simon Oakes
Benjamin Mathes, jr.	Joseph Atwood
Thomas Plumer	David Aldrich, 2d
Maul Hanson	Richard Jenness
Levi Jones	Thomas Vincent, jr.
William Barker	Adino N. Brackett
Joseph Doe	

Yeas—125. Nays—47.

So the motion prevailed, and the bill passed.

The report of the committee, to whom was referred so much of His Excellency's message as relates to the power of Congress to expend the publick resources on objects of internal improvement, with the resolves reported by the same committee, which had been read on a former day, and recorded on the Journal, and directed to be printed, was called up, read again ; and, on motion, said report was accepted, and said resolves, which are as follows, were passed :—

1. *Resolved*, That, in the opinion of this House, the Constitution of the United States has not vested in Congress the right to adopt and execute, at the national expense, a system of internal improvements.

2. *Resolved*, That, in the opinion of this House, it is not expedient so to amend the Constitution of the United States, as to give the power to Congress to make roads, bridges, and canals.

Mr. Barrett, from the committee appointed on the communication received from the Governor, respecting the appropriation for the education of deaf and dumb children, reported the following resolve, which was read, and passed :—

Resolved, by the Senate and House of Representatives, in General Court convened, That the sum of one thousand dollars of any money in the treasury of this State be, and the same is hereby, appropriated for the purpose of educating deaf and dumb children, belonging to this State, at the Asylum in Hartford, in Connecticut ; which sum may be divided and applied for the benefit of such persons, and in such manner as His Excellency the Governor shall think proper. And the Governor is hereby authorized, by warrant on the Treasurer, to draw said sum from the treasury.

The following vote from the Honorable Senate, was communicated by Mr. Carrigain their Clerk.

Voted, That Messrs. Hill and Livermore, with such as the House of Representatives may join, be a committee to prepare and report an address to the Governor, for the removal of the Hon. Edward Evans from the office of Judge of Probate for the county of Grafton, and that of a Notary Public,

Read and concurred—and Messrs. Brown of Francestown, Stevens of Pembroke, Wentworth,

Webster of Boscawen, Rogers, Chamberlain, Evans of Warner, Russell of Wakefield, Woodbury, and Morrill of Weare, joined.

The communication of His Excellency the Governor, with the report of the Agent appointed at the last session of the Legislature, to adjust and pay the several claims on account against the State for building the State House fence, &c. was taken up; and, on motion of Mr. Tilton, was referred to Messrs. Stevens of Pembroke, Clark, and Blodget.

The following resolve, which was reported by Mr. Poole, from the military committee, was read:—

Resolved, That all articles hereafter purchased by the Quarter Master General for the use of the militia, be kept at Concord for distribution—

And be it further resolved, That the arms hereafter received from the General Government, be transported to Concord instead of Portsmouth, and be kept in racks in the loft over the Representatives' Hall; and that His Excellency the Governor be, and he is hereby, authorized and empowered to remove the arms, and such of the publick property, from Portsmouth to Concord, as shall, in his opinion, be expedient, and place the same under the care of the Quarter Master General, or the officer doing his duty; and that the loft over the Representatives' Hall be appropriated for the safe keeping of said arms and publick property.

On motion of Mr. Evans of Portsmouth, said Resolve was divided, and so much thereof as follows, passed—viz :

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Resolved, That all articles hereafter purchased by the Quarter Master General, for the use of the militia, be kept at Concord for distribution.

And, on motion to pass the remainder of said Resolve, it was decided in the negative.

Mr. Russell of Wakefield, submitted a resolution relative to printing the laws and journals of the present session, which was read; and, on motion of Mr. Rogers, was made the order of the day for to-morrow at ten o'clock.

A bill, entitled, "An act in addition to and in amendment of an act declaring the mode of conveyance by deed,"

—having had three several readings, passed to be enacted.

A bill, entitled, "An act establishing the law of roads,"

—having been read a third time, was enacted.

A bill, entitled, "An act to incorporate the town of Paulsborough,"

—having had three several readings, passed to be enacted.

Adjourned to nine o'clock to-morrow morning.

TUESDAY, JULY 2, 1822.

The House met according to adjournment.

Mr. Morril, from the committee to whom was referred the petition of the selectmen of Wentworth,

praying that the town of Wentworth may be made a half-shire town,

REPORTED—

That the petitioners have leave to withdraw their petition ;

—which report was accepted.

Mr. Tilton, from the judiciary committee, who were instructed to report what compensation shall be allowed the committee, appointed November session, 1820, to revise the probate laws, having had the same under consideration,

REPORTED—

That said committee receive the sum of one hundred and fifty dollars ; and that the accompanying resolve be passed, allowing that sum :—

Resolved, That the Hon. John Harris, Charles H. Atherton, and James Bartlett, Esq. receive one hundred and fifty dollars, in full for revising and drafting the probate laws ; and that the sum be paid out of the treasury ;

—which report was accepted ; and said resolve passed accordingly ; and, on motion of Mr. Bowles, who voted with the majority in the passage of said resolve, said vote was re-considered ; and, on motion of Mr. Tilton, said resolve was ordered to lie.

Mr. Colby of Hopkinton, from the committee on accounts, reported on the account of John Johnsen, that he be allowed, for the several items of his account, the sum of ninety-six dollars and fifty-nine cents, in full of said account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Colby, from the same committee, reported on the account of John Farmer, that he be allowed, for engrossing reports, resolves, &c. for the military committee, \$6,50, in full of his account ;

—which report, on motion of Mr. Clark, was re-committed.

A message from the Honorable Senate, by Mr. Carrigain their Clerk, communicated information, that the Honorable Senate were ready to concur with the House in the passage of a bill, entitled, “An act to create a corporation by the name of the Grafton Woollen and Cotton Factory Company,” with this amendment, that the word *Grafton* be stricken out, and the word *Wentworth* be inserted ;

—which was agreed to, and information thereof was given to the Honorable Senate.

Mr. Colby, from the committee on accounts, reported on the account of William Pickering, Esq. that he be allowed \$49,43, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Poole, from the military committee, to whom was referred the petition of the field officers of the 7th regiment, praying for the removal of an officer,

REPORTED—

That evidence has been laid before them, that James Tappan, Lieut. of the 2d company in said regiment, has removed from the limits of his command, and out of the State : they therefore reported the following address for his removal ;

—which report was accepted, and the address passed.

*To His Excellency Samuel Bell, Captain General
and Commander in Chief of the militia of the
State of New-Hampshire.*

The Senate and House of Representatives of said State, in General Court convened, would respectfully represent to your Excellency, that James Tappan, who was duly commissioned a Lieutenant of the 2d company in the 7th regiment of militia in said State, has removed from the limits of his command, and out of the State, without having resigned his commission. The Senate and House of Representatives, therefore, respectfully request, that the aforesaid officer may be removed, agreeably to the constitution.

The following report of the committee, appointed on the 21st of June past, to report at what time the present session of the Legislature may close, and which had been ordered to lie—viz :

The within committee, having attended to the duty assigned them, ask leave to report, that in their opinion, the Legislature may be adjourned on Friday the 23d instant—

NEHEMIAH EASTMAN,

for the committee—

was called up, and, on motion of Mr. Bartlett of Salisbury, so amended that the Legislature may be adjourned on Wednesday the 3d of July ;

—which report, so amended, was accepted.

Mr. Rogers submitted the following resolution, which was read and passed :—

Resolved, That the selectmen of the several towns in the county of Hillsborough, be directed to insert an article in their warrants for the next annual meeting, in substance as follows, viz. “To see if the town of ——— will make application to the Legislature, at their next session, for a division of the county of Hillsborough, into two districts, to elect each a Register of Deeds ;” and that the several town clerks be directed to make return of the doings of the town, and the number of votes for and against such division, to the Clerk of the House of Representatives, on or before the first Tuesday of their next session.

Mr. Aiken of Chester submitted the following resolution, which was read, and referred to the standing military committee, viz :

Resolved, That the Adjutant General be directed to procure, at the expense of the State, seven hundred printed copies of the militia laws passed at the present session ; and that he be directed to distribute them in the following manner, to wit : one copy to each of the field officers of each regiment : one to the Adjutant and Quarter Master of each regiment ; and one copy to each Captain and Subaltern of each company of cavalry, artillery, light infantry, grenadiers, and infantry of militia, in this State ; and the remainder in such a manner as he may judge expedient.

The resolve relative to compensation to the probate committee, was called up, on motion of Mr. Tilton, and read.

Mr. Evans of Portsmouth, moved, that the words *one hundred and fifty* be stricken out, and the word *sixty* be inserted.

Motion was made, that the proposed amendment be divided, which prevailed; and the question was put, Shall the words *one hundred and fifty* be stricken out? which was decided in the negative.

Motion was then made, that said resolve pass; which prevailed.

A message from the Senate, by the Honorable Messrs. Livermore and Hill, communicated the following address, which had passed the Honorable Senate, and in which the concurrence of the House was requested:

To his Excellency Samuel Bell, Governor of the State of New-Hampshire.

The Senate and House of Representatives, satisfied that the public good requires that Edward Evans, Judge of Probate for the County of Grafton, should no longer hold the office of Judge of Probate for said County, or that of Notary Public, respectfully address and request your Excellency, with consent of the Council, to remove the said Edward Evans from the said office of Judge of Probate for said county of Grafton; and also to remove the said Edward Evans from the office of Notary Public, which he now holds.

Which address was read, and on motion to pass the same the yeas and nays were required.

Those who voted in the affirmative, are—

Messrs. Henry Tucker
John Brown

Andrew Dudley
Moses Bean

Richard Greenough	Jonathan Parker
Samuel Aiken, jr.	Stephen Davis
David M. Carpenter	William Walker, jr.
Stephen Ambrose	David Winkley
Samuel Morrill	David Webster
Andrew Page	Nathaniel W. Ela
John S. Jenness	Benjamin Mathes, jr.
Richard Tripp	Daniel Lary
Joseph Edgerly	Thomas Plumer
Joseph Tilton, jr.	Dudley Ladd
William Smith, jr.	Jeremiah Wilson
Edmund Toppan	Pearson Cogswell
Jesse Gordon	Edward B. Nealley
Robert Prescott	Maul Hanson
Robert Patterson	John Chadwick
John H. Miltimore	Levi Jones
Paul Rawlings	Ezekiel Hoit
Arthur Branscomb	Joseph Boodey
John Bartlett	Thomas Perkins
Joseph Nealley	Ezekiel Wentworth
Henry Butler	Moses Hale
Nehemiah Butler	William Barker
Boswell Stevens	Joseph Woodman
Tristram Dalton	James Clark
James Cochran	Johnson D. Quimby
Ebenezer Knowlton	Neal M'Gaffey
John Scribner	Joseph Doe
Estwick Evans	Job Otis
Thomas Dearborn	Tobias Roberts
Jonathan Philbrick	Ford Whitman
John Clindenin	Thomas Hoit
George Janvrin	Richard Russell
Daniel Veasey	Samuel Fox
Ephraim Fitts	Edmund Parker

Samuel Brown
Amos Parmenter
Phineas Aiken
Ezekiel Webster
Thomas Bennet
Samuel Jones
Russell Tubbs
John Stinson
Jesse Bowers
Elijah Peasley
Titus Brown
Robert Hall
William Whittemore
Artemas Rogers
Andrew Sargent
Ralph W. Jewett
Thomas W. Colby
Abraham Brown
Nehemiah Boutell
Jonathan Abbot
Frederick G. Stark
Josiah Russell
Aaron Gage, jr.
William Crosby
John Bruce
Charles Bagret
Daniel Woodbury
Caleb S. Ford
Jonathan Smith
Samuel C. Bartlett
Samuel Ryan
John Dodge
Thomas Wadleigh
Jesse Spofford

John Stevens
James Bean
James Wallace
Abraham Morrill
Elisha Parks
Azal Hatch
Enos Stevens
Rufus Handerson
John Smith
Eleazer Jackson, jr.
Obed Metcalf
Joseph Appleton
Levi Chamberlain
Oliver Prescott
Foster Alexander
Samuel Egerton
John Way
Joseph Frost
Charles Gleason
James Breck
Wells Way
Henry Melville
Merrill Colby
Samuel L. Wilder
Samuel Griffin
John Quimby
Danforth Taylor
Josiah Seward
James Underwood
Daniel Cutting
Francis Chase
Daniel W. Biscoe
Abraham B. Story
Thomas Pike

Simeon Cobb, 2d	David Aldrich, 2d.
Stephen Gale	Diarca Allen
Abram Thomas	Nathaniel Lambert
Ebenezer Rix	Nathaniel Rix, jr.
Humphrey Webster	Daniel Favor
Walter Sleeper	Walter Blair
Moses Baker	Richard Jenness
Simon Oakes	Samuel C. Webster
Ebenezer Gregg	Thomas Vincent, jr.
John Jones	Enoch Colby, jr.
Daniel Bartlett	Caleb Keith
William Caldwell	Stephen Meserve
James Poole	Lewis Loomis
John L. Corliss	Luther Richardson
Joseph Atwood	Frederick Ingalls

Those who voted in the negative, are—

Messrs. Andrew O. Evans	Samuel Fox
William P. Prescott	Andrew Wallace
John Bowles	Jabez Youngman
David C. Foster	Jonathan Blodget, jr.
John N. Sherburne	Amos Tarleton

Yeas—167. *Nays*—10.

So the address passed.

The following vote was communicated from the Honorable Senate, by Mr. Carrigain, their Clerk :

Voted, That Messrs. Livermore and Hill, with such as the House of Representatives may join, be a committee to present to His Excellency the Governor, the address of the Senate and House of Representatives, requesting the removal of Edward Evans from the office of Judge of Probate for the county of Grafton, and Notary Public,

Read and concurred—and Messrs. Brown of Francestown, Stevens of Pembroke, Webster of Boscawen, Wentworth, Rogers, Chamberlain, Evans of Warner, Russell of Wakefield, Woodbury, and Morrill of Weare, joined.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, "An act to ascertain the damages done to lands by reason of being flowed," have had the same under consideration, and are of opinion, that the principles of the bill are important, and embrace a subject which each town in the State has an interest in—They therefore reported, that said bill be postponed to the next session of the General Court; and that the Clerk of the House cause said bill to be printed in the several newspapers in this State, in which the public laws are published;

—which report was accepted,

Mr. Morrill of Concord, presented the account of Albe Cady—

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Colby of Hopkinton, presented the accounts of Philip Carrigain and Moses L. Neal—

Ordered, That said accounts be referred to the

standing committee on accounts, and that they report thereon.

Mr. Sherburne presented the following resolve, which was read, and on motion of Mr. Tilton, was referred to the military committee :

Resolved, That Major General Timothy Upham, and Colonel Joshua W. Peirce, be appointed a committee to examine the United States cavalry and artillery discipline, and such works in relation to cavalry and artillery discipline as they think expedient, and compile a system of cavalry and artillery discipline for this State ; and submit the same to the examination of a committee to be appointed by this House.

The following resolution passed :

Resolved, That the Clerk of the Senate and the Clerk of the House of Representatives be directed to procure five hundred printed copies of the Journals of the two Houses, as soon as may be, and deliver the same to the Secretary of State, who is hereby directed to mark one copy for each town in this State, and one copy for His Excellency the Governor, and each member of the Council, Senate, and House of Representatives. And the Secretary hereby is directed, as soon as may be, to procure five hundred printed copies of all the public acts and resolves passed at the present session of the Legislature, with a list of private acts, similar to the last edition of the laws of this State ; and that he mark one copy of said laws for each town in this State ; one copy for His Excellency the Governor, and each

member of the Council, Senate, and House of Representatives ; one for each of the Judges of the Superior Court, and their Clerks ; one for each Justice of the Courts of Sessions, and their Clerks ; one for each Judge and Register of Probate ; one for the Attorney General, and each Solicitor ; and one for the Adjutant General ; and to distribute them accordingly.

Provided, The compensation to be given for publishing said laws and journals, shall not exceed that given for publishing the laws and journals of June session, 1821.

The following resolution, introduced by Mr. Tilton, was read and passed :

Resolved, That the Secretary of State cause the public laws and resolves, passed at this session, to be published, as soon as may be, in the several newspapers printed in this State.

On motion of Mr. Tilton,

Voted, That Messrs. Keith, Butler of Nottingham, and Russell of Wakefield, with such as the Senate may join, be a committee to contract with some suitable person to take charge of the State House for the ensuing year, and to provide necessary articles suitable for the accommodation of the Legislature at the next session.

Mr. Poole, from the military committee, to whom was referred a resolve relative to cavalry and artillery discipline, reported said resolve, with an amendment ;

—which report was accepted ; and said amendment being adopted, the resolve passed, as follows, viz.

Resolved, That Major General Timothy Upham, and Colonel Joshua W. Peirce, be appointed a committee to examine the United States cavalry and artillery discipline, and such works in relation to cavalry and artillery discipline as they may think expedient, and recommend a system of cavalry and artillery discipline for this State ; and report the same to the Legislature at the next session.

Mr. Stevens, of Pembroke, presented the account of Thomas E. Sawyer—

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

A message from the Honourable Senate, by Mr. Carrigain their Clerk, communicated information that the Senate was ready to concur with the House in the passage of a bill, entitled, “An act for raising thirty thousand dollars for the use of the State,” with amendments—

The first amendment proposed by the Honourable Senate, was so to alter the time of payment of said sum into the treasury, that it shall become payable on the first day of January, 1824 ;

—which was agreed to :

The next amendment proposed, was the following additional section—viz.

SEC. 2. *And be it further enacted*, That the sum of 550 dollars be, and the same is hereby, appropri-

ated for the interests of agriculture and domestic manufactures, to be paid to the order of the county societies for said purpose, in manner following, namely—To the Society in each county, except Coos, one hundred dollars ; and to the society in said county of Coos, fifty dollars ; provided the society in each county shall first appropriate a sum of double the amount hereby granted, for the same purpose ; the whole to be expended in premiums, at the discretion of the several societies ;

—which amendment was not agreed to :

The Honourable Senate had next proposed to amend the title of the bill, by adding, “and for appropriating a sum for the interests of agriculture and domestic manufactures ;

—which amendment was not agreed to ; and the bill, as amended, was returned to the Honourable Senate.

Mr. Story, from the committee who were instructed to inquire into the expediency of providing, by law, that all persons who have no legal settlement in any town or place in this State, and who may stand in need of relief, shall be relieved at the expense of the town or place where such person shall happen to be, without recourse to the county for indemnity for any expense incurred,

REPORTED—

That the further consideration of that subject be postponed to the next session of the General Court ;

—which report was accepted.

Mr. Colby of Hopkinton, from the committee on

accounts, to whom was re-committed the account of John Farmer, reported, that he be allowed \$ 6 50, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Appleton, from the joint committee appointed to report what compensation shall be made to the Rev. Thomas Beede, for his services as Chaplain to the Legislature the present session, reported, that he have fifty-eight dollars for said service ;

—which report was accepted.

Resolved, That the Reverend Thomas Beede have and receive, out of the treasury of this State, the sum of fifty-eight dollars, in full for his services as Chaplain to the Legislature the present session.

Mr. Ambrose, from the committee to whom was referred the petition of John P. Gass, praying compensation for losses sustained at the State prison, at the time the principal work-shop was destroyed by fire, on the 19th of April, 1819,

asked leave to report—

That they find by the journals of the House of Representatives, of June 1819, that a committee reported the amount of their loss in property of different kinds to be \$146 ; and that it does not appear that any compensation has been allowed—your committee further find, that a principal part of the property lost consisted of materials used in the employment of the persons hired by them of the State, and that the State has not heretofore, in many instances,

allowed any thing for losses of that description ; but your committee find, by the statement of John P. Gass, and Albegame Mead, who was, on the 19th of April, 1819, and still is, employed at the State prison, that the following articles were lost and damaged, by using them on the roofs of the cooper's shop, and and other buildings belonging to the State, to prevent their being destroyed by fire—viz.

5 coverlets lost, and 4 coverlets and 2 quilts damaged,	\$ 20 00
Damage to 12 blankets,	12 00
Damage to 8 sheets,	4 00
	<hr/>
amounting to	\$ 36 00

Your committee are therefore of opinion, that John P. Gass receive from the State the sum of thirty-six dollars, in behalf of himself and the heirs of Dearborn Johnson, deceased, as a compensation for the loss by them sustained.

—which report was accepted.

Mr. Poole, who voted with the majority on the acceptance of the report on the petition of John P. Gass, moved that said vote be re-considered ;

—which motion prevailed ; and, on motion of Mr. Chamberlain—

Voted, That said petition and report be postponed to the next session of the Legislature.

Mr. Poole, from the standing military committee, reported on the resolve referred to them, relative to the distribution of the militia laws, passed the present session, that the resolve be amended by striking

out the words *and Subalterns*; which amendment was adopted, and the resolve, so amended, passed.

Mr. Stevens of Pembroke, from the committee to whom was referred the communication of His Excellency the Governor, with the report of Albe Cady, Esq. having attended to the duty assigned them,

REPORTED—

That the Legislature of this State, by a resolve passed the 23d of June, 1821, appropriated the sum of two thousand five hundred thirty-eight dollars and seventy-seven cents, to discharge the several balances due from the State to sundry individuals on account of building the State House fence, the purchase of furniture, and for the services of the State House committee—that the said Albe Cady was appointed agent to receive from the treasury the same so appropriated, and to apply the same to the payment of the balances aforesaid—that the said Cady, in pursuance of his said agency, has discharged sundry claims against the State, amounting in the whole to the sum of \$2538,92, according to the account herewith exhibited, leaving a balance of seventeen cents due from the State to him the said Cady—And the committee further reported, that the said Cady's said account of payments is well vouched and correctly cast; and that the several discharges for said payments have been by him delivered over to the committee, subject to the order of the Legislature.

—which report was accepted; and, on motion,
Voted, That the vouches named in said report be

deposited by said committee in the office of the Secretary of State.

Adjourned to seven o'clock to-morrow morning.

WEDNESDAY, JULY 3, 1822.

The House met according to adjournment.

On motion, Samuel C. Bartlett, Esq. the member from Salisbury, had leave of absence :

Ordered, That the Clerk make up his roll accordingly.

On motion of Mr. Bartlett, the House adjourned to nine o'clock this forenoon.

Met according to adjournment.

A message from the Honorable Senate, by Mr. Carrigain their clerk, communicated a bill, entitled, "An act to incorporate sundry persons by the name of the president, directors, and company of the Agricultural Bank," which had passed the Honorable Senate, and in which the concurrence of the House, was requested—

—which bill was read a first time, and ordered to a second reading at this time ; and on the second reading, on motion of Mr. Stevens of Pembroke, said bill was referred to the standing judiciary committee.

Mr. Carrigain also gave information, that the Hon-

orable Senate "insisted" on their vote on the amendment by them proposed to the bill, entitled, "An act for raising thirty thousand dollars for the use of the State," which amendment is in the words following, to wit :—

Sect. 2d. *And be it further enacted*, That the sum of five hundred and fifty dollars be, and the same is hereby, appropriated for the interests of agriculture and domestick manufactures, to be paid to the order of the county societies for said purpose, in manner following, namely : To the society in each county, (except the county of Coos) one hundred dollars ; provided the society in each county shall first appropriate a sum of double the amount hereby granted for the same purpose ; the whole to be expended in premiums, at the discretion of the several societies,"

—motion was made, that the House "recede" from their disagreement to said amendment ;

--which was decided in the negative.

—motion was then made, that the House do insist on their disagreement ;

—which passed in the affirmative.

Ordered, That the Senate have information thereof.

Mr. Stevens of Pembroke, presented the following resolve, which passed :

Resolved, That John Johnson have and receive out of the treasury of this State the sum of forty dollars, in full for his services in superintending the State House lot, and the fences surrounding said lot, from June session, 1821, to June session, 1822.

The following resolve, laid on the table, by Mr. Russell of Wakefield, a few days since, was called up ; and, on motion to pass the same, it was decided in the negative :

Resolved, That Moses C. Pillsbury, the Warden of the State prison, have and receive as a salary the ensuing year, the sum of one thousand dollars, instead of the sum of eight hundred dollars, the amount of his salary the last year.

The following resolution, submitted by Mr. Chamberlain, passed :

Resolved, That the several County Treasurers in this State be, and they are hereby directed and required to make out and deliver to the clerks of the Court of Sessions in their respective counteis, on or before the first day of June, 1823. a statement of their accounts as Treasurers as aforesaid for the year ending at the time of their last annual settlement of said accounts ; in which statement shall be specified, the amount of monies paid out of the treasury for that year, and the purposes for which such payments have been made ; and where payments have been made for the support of county paupers, the sum paid to each town ; and that the said clerks of the Courts of Sessions cause the same to be laid before the next Legislature.

Mr. Colby, from the committee on accounts, moved that said committee be discharged from any further consideration of the account of Albe Cady, and that the same be postponed to the next session of the Legislature ;

—which motion prevailed.

Mr. Colby, from the same committee, reported on the account of Philip Carrigain, that he be allowed \$156,00, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Colby, from the same committee, reported on the account of Moses L. Neal, that he be allowed \$241,00, in full of his account ;

—which report was accepted ; and a resolve passed accordingly.

Mr. Colby, from the same committee, reported on the account of Albe Cady, that he be allowed \$9,50, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Colby, from the same committee, reported on the account of Richard Bartlett, that he be allowed \$17,00, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Carrigain, clerk of the Senate, communicated information that the Honorable Senate was ready to concur with the House in the passage of a resolve, directing the Secretary of State to forward the necessary documents to the War Department at Washington, for substantiating the claims of this State against the United States ; and authorizing the Governor to appoint one of the members of Congress from this State, agent to manage this concern in behalf of the State—with the following amendment,

that the words "one of the members of Congress" be stricken out.

And, on motion, the House concurred in the amendment.

Mr. Carrigain also communicated the following resolve, which had passed the Honorable Senate :

Resolved, That Messrs. Livermore, Bingham, and Wallace, be a committee on the part of the Senate, to confer with such committee as may be appointed by the House of Representatives, to report proper measures to be adopted for the passage of a bill, entitled, "An act for raising thirty thousand dollars for the use of this State."

Read and concurred—and Messrs. Chadwick, Knowlton, and Blodget, were appointed conferees on the part of the House.

Mr. Carrigain also communicated information, that the Honorable Senate were ready to concur with the House in the passage of a resolve for publishing the journals and laws of the present session, with the following amendments, after the words "list of private acts," in the 12th line, erase the words *similar to the last*, and insert the words, *to correspond in type and size, and quality of paper, with the* laws of this State, and also insert the words "printed in 1815."

—which amendments were agreed to.

The Senate also proposed to amend said resolve further, by striking out the last section ;

—which was not agreed to.

Ordered, That information be given to the Honorable Senate.

Mr. Colby, from the committee on accounts, reported on the account of Daniel Bailey, that in their opinion said account ought not to be allowed ;

—which report was accepted.

Mr. Colby, from the same committee, reported on the account of Joseph Cofran, that he be allowed fifty-two dollars and fifty cents, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

A message from the Honorable Senate, by Mr. Carrigain their Clerk, gave information, that the Honorable Senate were ready to concur with the House in the passage of a resolve, designating the salary of the Attorney General, from June 1822, to June 1823, with the following amendment, that the words, “ which sum shall be in full campensation for all services rendered to the public in the said office,” be inserted after the words “1823;”

—which amendment was not agreed to ; and the bill, as amended, was returned to the Honorable Senate.

Mr. Tilton, from the judiciary committee, to whom was referred a bill, entitled, “ An act to incorporate sundry persons by the name of the President, Directors, and Company, of the Agricultural Bank,”

—having attended to that duty, reported said bill with an amendment ; which was adopted, and the

bill, so amended, was ordered to a second reading; and, on motion of Mr. Chamberlain, said bill was postponed to the next session of the Legislature.

Adjourned to three o'clock afternoon.

Met according to adjournment.

Mr. Tilton, who voted with the majority on that subject, moved that the vote for the indefinite postponement of the account of Albe Cady, which passed this day, be re-considered ;
—which motion prevailed.

Motion was then made, that said account be re-committed to the standing committee on accounts, and that they report thereon.

Mr. Colby of Hopkinton, presented an additional account of Hill & Moore—

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Ambrose presented the account of Herman H. Green—

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

A message from the Honorable Senate, by Mr. Carrigain their Clerk, gave information that the Honorable Senate had receded from their vote for amending the resolve for publishing the journals and laws .

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of the present session, by striking out the proviso in said resolve, in the following words, viz :

Provided, The compensation to be given for publishing said laws and journals shall not exceed that given for publishing the laws of June session, 1821.

Mr. Carrigain also gave information, that the Honorable Senate were ready to concur with the House in the passage of a resolve, appointing Major General Timothy Upham, and Colonel Joshua W. Peirce, a committee to report a system of cavalry and artillery discipline for this State, with the following amendment ; “ *add* in the second line, after the name Upham, the name of Brigadier General Edward J. Long ;”

—which amendment was agreed to.

Ordered, That notice be given thereof to the Honorable Senate.

The following resolution, submitted by Mr. Poole, was read, and passed :

Resolved, That the Adjutant General of this State be requested and empowered to sell the piece of ordnance and its appurtenances, which belonged to the artillery company attached to the 23d regiment of New-Hampshire militia, which piece has become useless to said company, by an accident which happened about two years since ; and that he account to the State for the proceeds of the same.

The Honorable Senate communicated, by Mr. Carrigain their Clerk, the following resolution, which was read, and concurred :

Resolved, That John Johnson be, and he hereby is, appointed to superintend the State House lot, and the fences surrounding said lot, until the next June session of the Legislature ; whose duty it shall be to keep the house clean at all times ; to air it as often as necessary, by opening the windows ; to keep all the rooms locked, except the Treasurer's and Secretary's rooms, and the Adjutant General's office—to keep open the avenues, and to see that no damage is done to any part of said house, yard, or fence. And he is hereby authorized and directed to prosecute, in behalf of the State, any person who may injure said house, yard, fence, or the trees within said yard ; and to purchase and provide all necessary articles suitable for the accommodation of the Legislature at the next session.

Mr. Keith submitted the following resolve :

Resolved, That Moses C. Palsbury, Warden of the State Prison, have and receive for his services, as Warden for the last year, the sum of one hundred and fifty dollars in addition to his salary ; and that said sum be paid him from the treasury of this State ;

—which resolve passed.

Mr. Colby, from the standing committee on accounts, reported on the account of Hill & Moore, that they be allowed fourteen dollars, in full of said account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Colby, from the same committee, to whom was re-committed the account of Albe Cady, with instructions to report what compensation shall be made him for services respecting the State House, since June 1821,

REPORTED—

That he be allowed, for receiving and paying out certain sums due for building the State House fence, and for furniture, amounting to two thousand three hundred and thirty-eight dollars and ten cents, a commission of one per cent. on said sum, being eleven dollars and sixty-nine cents, in full for said services ;

—which report having been read,

Motion was made by Mr. Quimby of Springfield, that said report be amended by altering the same in the following manner : “ a commission of one-half of one per cent. on said sum, being eleven dollars and sixty-nine cents, in full for said services ”—

—which amendment was adopted ; and the report, so amended, was accepted, and a resolve passed accordingly.

Mr. Colby, from the committee on accounts, reported on the account of Herman H. Green, that he be allowed one dollar and twenty cents, in full of his account ;

—which report was accepted ; and a resolve passed accordingly.

A message from the Honorable Senate, by Mr. Bartlett their Clerk, communicated information that the Senate were ready to concur with the House in

the passage of a resolve in favor of Moses L. Neal, with the amendment, that the words, two hundred and forty-one be stricken out, and the words, *three hundred and forty-six*, be inserted ;

—which amendment was not agreed to.

He also communicated information, that the Senate were ready to concur with the House in the passage of a resolve in favor of Philip Carrigain, by striking out *one hundred and fifty-six*, and inserting the words, *two hundred and sixteen* ;

—which amendment was not agreed to.

He also communicated information, that the Senate were ready to concur with the House in the passage of a resolve in favor of Joseph Cofran, by striking out the words, *fifty-two dollars and fifty cents*, and inserting the words, *sixty-two dollars* ;

—which was not agreed to.

The following resolve passed :

Resolved, That Moses L. Neal be allowed five dollars, in full for balance of his account, and that said sum be paid out of the treasury.

The following resolve was communicated by message from the Honorable Senate, by Mr. Bartlett their clerk ;

—which was read, and on motion of Mr. Rogers, was indefinitely postponed.

Resolved, That hereafter, the clerks of the Senate and House of Representatives, shall respectively be allowed at the rate of twenty cents for each page of two hundred and twenty-four words for each manu-

script copy of the journal for the press, and for deposit in the office of Secretary of State.

Mr. Chadwick, from the conferees appointed on the part of the House, to confer with conferees appointed on the part of the Honorable Senate, and to report proper measures to be adopted for the passage of a bill, entitled, "An act for raising 30,000 dollars, for the use of this State ;

—having attended to the duty assigned them, and met the conferees on the part of the Senate, have received from them in substance the following reasons for the passage of said bill, with the proposed amendment, viz:

That the constitution makes it the duty of the Legislature to encourage agriculture and manufactures, by rewards and immunities—

That the amendment to said bill, proposed by the Senate, is for the purpose of distributing the sum of five hundred and fifty dollars for the foregoing constitutional purposes—

The conferees on the part of the Honorable Senate, do also recommend to the House of Representatives, in substance the following resolution :

Resolved, That the sum of five hundred and fifty dollars be appropriated for the interests of agriculture and domestic manufactures, in the manner proposed in the amendment to the bill aforesaid.

The conferees on the part of the House of Representatives, having considered, as far as the shortness of the time would permit, the reasons offered by

the conferees on the part of the Honorable Senate, for the passage of said bill, with the amendment proposed by the Honorable Senate, do not conceive them at all satisfactory, or such as would warrant the House of Representatives in receding from their former vote on said bill, and that it would be improper to go into consideration of the resolution offered by the conferees on the part of the Honorable Senate, but that the House do adhere to their former vote.

Which report was accepted.

Adjourned to five o'clock to-morrow morning.

THURSDAY, JULY 4, 1822.

The House met according to adjournment.

Mr. Cochran of Northfield, presented the account of Edward Philbrick—

Ordered, That the said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Cochran also presented the account of John Johnson—

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

Mr. Cochran also presented the account of James Buswell—

Ordered, That said account be referred to the standing committee on accounts, and that they report thereon.

The following resolution, brought down from the Honorable Senate, was read, and concurred :

Resolved, That His Excellency the Governor be, and hereby is, authorized to draw on the Treasurer of this State for a sum not exceeding five hundred dollars, for the purpose of defraying the contingent expenses of the State for the year ensuing.

Mr. Colby, from the committee on accounts, reported on the account of Edward Philbrick, that he be allowed the sum of fifty-two dollars and fifty cents, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Colby, from the same committee, reported on the account of John Johnson, that he be allowed fifty-two dollars and fifty cents, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

Mr. Colby, also from the same committee, reported on the account of James Buswell, that he be allowed fifty-two dollars and fifty cents, in full of his account ;

—which report was accepted, and a resolve passed accordingly.

On motion of Mr. Chadwick—

Voted, That Messrs. Smith of Claremont, Underwood, Webster of Bridgewater, Favor, Aiken, Bennett, Fox, Pitman, Prescott of Kensington, and Philbrick of Rye, with such as the Senate may join, be a committee to wait on His Excellency the Gov.

error, and inform him that the business of the present session being finished, the Legislature are ready to be adjourned to the last Wednesday of May next, to meet at Concord, in the county of Rockingham, on the first Wednesday of June next.

Resolved, That Joseph Cofran be allowed one dollar and seventy-five cents, in full for one day's attendance as door-keeper, not included in his account, and that said sum be paid out of the treasury.

The following motion was laid on the Clerk's table by Mr. Parker of Amherst,

—which was read by the Clerk, and passed unanimously :

Voted, That the thanks of the House be presented to the Hon. Charles Woodman, for his faithful, impartial and upright discharge of the arduous duties of the chair, the present session.

The Hon. Speaker made the following reply :

" Gentlemen,

"I hope I shall ever appreciate as I ought, this flattering testimonial of your approbation, which I have now received on the motion of so experienced and so distinguished a member of this House.

" Gentlemen, I accepted the honorable trust conferred upon me by your suffrages at the commencement of the session, with a mixture of grateful and anxious emotions. I was sensible of the honour to which I was elevated, and no less sensible of my inadequate qualifications to sustain the important post. But I reflected that I was surrounded by friends,
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whose honorable feelings would support my anxious endeavors to deserve their favour, and who would generously overlook, whilst directing their legislative course, those errors, which, however numerous, were surely unintentional. Thus having been supported and encouraged, my honest exertions have become a source of pleasure, and your generous indulgence has banished from my breast, in a great measure, that diffidence, which was but too well founded in my youth and inexperience in legislation.

"Gentlemen, You will please to accept my warmest thanks for the animating support I have received from your united good offices, whilst superintending your momentous deliberations. I shall ever carry with me a sense of your gentlemanly demeanor and generous attentions, and nothing shall tear the impression from my breast while memory holds her seat. I wish you, gentlemen, a safe return to the smiles and embraces of your families and friends."

Mr. Carrigain, by message from the Honorable Senate, gave information that the Senate have receded from their vote on the resolve in favor of Philip Carrigain, Moses L. Neal, and Joseph Cofran, and said resolves have passed the Honorable Senate, as they were communicated by the House.

A message being announced, the Secretary came in, and addressing Mr. Speaker, communicated the following message :

"Mr. Speaker,

I am directed by His Excellency the Governor, to inform the House of Representatives, that he has ap-

proved of all the bills and resolves which have been presented for his approbation the present session; and that, agreeably to the request of the Legislature, as expressed to him by a respectable committee of both branches, and by virtue of the authority in him vested by the constitution, he now adjourns the General Court to the last Wednesday of May next."

When the Speaker declared the House adjourned accordingly.

A true copy—Attest,

MOSES L. NEAL, Clerk.

The following were the *Yeas* and *Nays* on the motion to postpone to the next session, the bill for removing the Superior Court, and Court of Sessions, from Portsmouth to Concord; which motion, and proceedings thereon, were accidentally omitted by the Clerk in their proper place in the Journal of the day on which the question was decided.

Those who voted in the affirmative, are—

Messrs. Henry Tucker	Jonathan Parker
Andrew Dudley	William Walker, jr.
Samuel Aiken, jr.	David Winkley
Andrew Page	Nathaniel W. Ela
Joseph Tilton, jr.	Benjamin Mathes, jr.
Samuel Pilsbury	Thomas Plumer
William P. Prescott	Maul Hanson
Paul Rawlins	Levi Jones
Arthur Branscomb	William Barker
John Bartlett	Job Otis
Joseph Nealley	Tobias Roberts
Henry Butler	Samuel Brown
Tristram Dalton	Titus Brown
John Bowles	Samuel C. Bartlett
David C. Foster	Jabez Youngman
Estwicke Evans	Francis Chase
John N. Sherburne	Simon Oakes
Jonathan Philbrick	Joseph Atwood
George Janvrin	Thomas Vincent, jr.
Daniel Veasey	Adino N. Brackett
Ephraim Fitts	

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Those who voted in the negative, are—

Messrs. Andrew O. Evans	Moses Bean
John Brown	Richard Greenough

David M. Carpenter	Moses Hale
Stephen Ambrose	Joseph Woodman
Samuel Morril	James Clark
John S. Jenness	Johnson D. Quimby
Richard Tripp	Neal M'Gaffey
William Smith, jr.	Joseph Doe
Edmund Toppan	Ford Whitman
Jesse Gordon	Thomas Hoit
Robert Prescott	Richard Russell
Robert Patterson	Samuel Fox
John H. Miltimore	Edmund Parker
Jonathan Clough	Amos Parmenter
Nehemiah Butler	Phinchas Aiken
Boswell Stevens	Ezekiel Webster
James Cochran	Thomas Bennet
Ebenezer Knowlton	Samuel Jones
John Scribner	Russell Tubbs
Thomas Dearborn	John Stinson
John Clindenin	Jesse Bowers
Stephen Davis	Elijah Peasley
David Webster	Robert Hall
Daniel Lary	William Whittemore
James Leavitt	Artemas Rogers
Dudley Ladd	Andrew Sargent
Jeremiah Wilson	Ralph W. Jewett
Pearson Cogswell	Abraham Brown
Edward B. Nealley	Nehemiah Boutwell
Ebenezer Pitman	Jonathan Abbot
John Durkee	Frederick G. Stark
John Chadwick	Josiah Russell
Ezekiel Hoit	Aaron Gage, jr.
Joseph Boodey	William Crosby
Thomas Perkins	John Bruce
Ezekiel Wentworth	Joseph Cochran jr.

Charles Barrett	John Quimby
Daniel Woodbury	Danforth Taylor
Caleb S. Ford	Josiah Seward
Jonathan Smith	Sylvester Smith
Samuel Ryan	James Underwood
John Dodge	Daniel Cutting
Thomas Wadleigh	Daniel W. Biscoe
Jesse Spofford	Abraham B. Story
John Stevens	Thomas Pike
James Bean	Simeon Cobb, 2d
Benjamin Evans	Abram Thomas
James Wallace	Ebenezer Rix
Abraham Morrill	Humphrey Webster
Elisha Parks	Moses Baker
Azel Hatch	Ebenezer Gregg
Enos Stevens	John Jones
Rufus Handerson	Daniel Bartlett
John Smith	William Caldwell
Eleazer Jackson, jr.	James Poole
Obed Metcalf	Diarca Allen
Joseph Appleton	Nathaniel Lambert
Levi Chamberlain	Nathaniel Rix, jr.
Oliver Prescott	Pearley Mason
Foster Alexander	Daniel Favor
Samuel Egerton	Walter Blair
John Way	Samuel Morey
Joseph Frost	Richard Jenness
Charles Gleason	Samuel C. Webster
James Breck	Jonathan Blodgett, jr.
Wells Way	Enoch Colby, jr.
Henry Melville	Amos Tarleton
Merrill Colby	Caleb Keith
Samuel L. Wilder	Stephen Meserve
Samuel Griffin	Lewis Loomis

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Luther Richardson

Frederick Ingalls

—142

Yeas 41—Nays 142.

So the motion did not prevail.

APPENDIX.

*Acts passed by the Legislature of New-Hampshire,
June session, 1822.*

An act to incorporate Enoch G. Parrott and others into a company by the name of the Portsmouth Insurance Company.

An act in addition to an act, entitled, An act in addition to an act authorising the town of Bartlett to erect and keep in repair a bridge over Saco river, passed Dec. 13, 1816.

An act to incorporate Webb Chapter of Royal Arch Masons, No. 6.

An act to incorporate St. Paul's Lodge, No. 30.

An act to incorporate the Mason Cotton Factory Company.

An act in addition to an act incorporating the New-Hampshire Fire and Marine Insurance Company.

An act in addition to an act incorporating the President, Directors and Company of the Exeter Bank, approved Dec. 19, 1803.

An act to incorporate the Milton Social Library.

An act to establish a corporation by the name of the Salmon Falls Manufacturing Company.

An act to incorporate the proprietors of the Souhegan Factory.

An act to divide the second regiment of militia in this State.

An act to define and establish the westerly boundary line of the town of Seabrook.

An act in addition to an act incorporating the Washington Library, passed June 29, 1821.

An act incorporating the proprietors of the Litchfield Social Library.

An act incorporating the Village Library Society in Gilmanton.

An act incorporating Hiram Lodge, No. 9.

An act incorporating Canaan Musical Society.

An act incorporating the Union Musical Society in Gilford.

An act incorporating Warner Lodge, No. 35.

An act incorporating the Exeter Mechanic Association.

An act incorporating Mount Lebanon Lodge, No. 32.

An act altering the name of the Keene Engine Company.

An act to incorporate the President, Directors and Company of Claremont Bank.

An act to incorporate Mount Vernon Lodge, No. 15.

An act in addition to an act authorising towns to make by-laws to prevent cattle, &c. from going at large, passed June 17, 1811.

An act in addition to an act declaring the mode of conveyance by deed, passed Feb. 11, 1791.

An act for the devising of real estate, the attestation, filing and recording of wills in certain cases, and the distribution of testate estates.

An act for the descent and distribution of intestate estates.

An act regulating the settlement and distribution of insolvent estates.

- An act defining the jurisdiction, powers, and duties, of a Judge of Probate, and the duties, exemptions, and liabilities of executors, administrators, and guardians, in certain cases.
- An act empowering the several Judges of Probate to license executors, administrators, and guardians, to sell real estate in certain cases, and for perpetuating the evidence of such sales.
- An act authorizing and regulating appeals from the decisions of a Judge of Probate.
- An act regulating suits on bonds given to a Judge of Probate, and directing the manner in which such bonds may be taken.
- An act to repeal certain acts therein mentioned.
- An act establishing the law of the road.
- An act in addition to an act, entitled, An act for forming and regulating the militia, approved July 2, 1821.
- An act to create a corporation by the name of the Trustees of Donations for the support of public worship in Salisbury Village.
- An act to establish a line between the two companies of militia, in the town of Wakefield.
- An act to incorporate the Directors of the Noyes School, in Andover.
- An act to incorporate a Musical Society in the town of Amherst.
- An act to incorporate a company by the name of the Proprietors of the Piscataquog Lock and Canal.
- An act to incorporate the town of Hooksett.

- An act creating the office and providing for the appointment of corn and grain measurers in the town of Portsmouth.
- An act extending the powers of the Justices of the Superior Court of Judicature in certain cases.
- An act to change the names of sundry persons.
- An act to incorporate sundry persons by the name of the President, Directors, and Company of the Farmers' Bank.
- An act to incorporate certain persons by the name of Bow Social Library Society.
- An act to change the place of holding the February term of the Superior Court of Judicature, and the January term of the Court of Sessions, in the county of Rockingham.
- An act to disannex the farm of Nathaniel Carlton of Bartlett, and annex it to the town of Adams.
- An act to incorporate a company by the name of the Souhegan Woollen Factory.
- An act to repeal the last section of an act, entitled,
An act to establish a Literary Fund, to be collected from the several banking corporations within this State.
- An act to incorporate a Musical Society in the town of Hampstead.
- An act to create a corporation by the name of the Wentworth Woollen and Cotton Factory Company.
- An act to amend an act incorporating the New-Hampshire Cotton and Woollen Factory at Hillsborough.
- An act to incorporate the First Congregational church in Nelson.

An act to incorporate a Musical Society by the name of the Martin Luther Society in Boscawen.

An act to establish the rate at which bank shares shall be valued in making and assessing direct taxes.

An act for the preservation of pickerel in the waters of the ponds in Pelham.

An act in addition to an act empowering Judges of Probate to licence executors, &c. to sell real estate, &c.

An act in addition to an act incorporating the Proprietors of New-Castle Bridge.

An act making provision for the sale on execution of all rights in equity of redeeming real estate mortgaged.

An act in addition to an act requiring certain persons to account with the Adjutant General.

An act in addition to an act to restore certain estates to their original connexion with the town of Piermont, passed July 1, 1819.

An act for raising thirty thousand dollars for the use of this State.

RESOLVES OF A PUBLIC NATURE.

Resolve, directing the Treasurer to discharge certain taxes therein named.

Resolve, that the town of Centre-Harbour have leave to send a Representative to the General Court.

Resolve, electing His Excellency Samuel Bell, Senator to Congress.

Resolve, directing the Secretary of State to forward papers to the Secretary of War, to substantiate the claims of this State against the United States, and requesting the Governor to appoint an agent to adjust said claims.

Resolve, appointing John Johnson keeper of the State House.

Resolve, appropriating two hundred and fifty dollars for promoting the interests of agriculture.

Resolve, directing the Board of Agriculture to cause pamphlets to be sent to towns.

Resolve, appropriating one thousand dollars towards the education of deaf and dumb children.

Resolve, directing the Adjutant General to cause seven hundred copies of the militia laws, passed at the present session, to be printed and distributed.

Resolve, appropriating four hundred dollars (together with one thousand six hundred dollars, the unexpended balance of the last year's appropriation) for the use of the State Prison.

Resolve, directing the Secretary to cause the public laws of the present session to be published in the newspapers.

Resolve, allowing Moses C. Pilsbury one hundred and fifty dollars in addition to his salary as Warden of the State Prison the last year.

Resolve, appropriating two thousand three hundred and thirty-four dollars for defraying sundry expenses in the Adjutant and Quarter Master General's department.

*An Alphabetical List of Towns, by Counties, with
the names of the Representatives returned for
June, 1822.*

ROCKINGHAM COUNTY.

<i>Allenstown</i>	Andrew O. Evans
<i>Atkinson & Plaistow</i>	Henry Tucker
<i>Bow</i>	John Brown
<i>Brentwood</i>	Andrew Dudley
<i>Candia</i>	Moses Bean
<i>Canterbury</i>	Richard Greenough
<i>Chester</i>	Samuel Aiken, jr.
	William Moore
<i>Chichester</i>	David M. Carpenter
<i>Concord</i>	Stephen Ambrose
	Samuel Morrill
<i>Deerfield</i>	Andrew Page
	John S. Jenness
<i>Epsom</i>	Richard Tripp
<i>Epping</i>	Joseph Edgerly
<i>Exeter</i>	Joseph Tilton, jr.
	William Smith, jr.
<i>Greenland</i>	
<i>Hampton</i>	Edmund Toppan
<i>Hampton-Falls</i>	
<i>Hampstead</i>	Jesse Gordon
<i>Hawke & Sandown</i>	Samuel Pilsbury
<i>Wensington</i>	Robert Prescott
<i>Kingston</i>	Daniel Peaslee
<i>Londonderry</i>	Robert Patterson
	John H. Miltimore
<i>Loudon</i>	Jonathan Clough

<i>New-Castle</i>	William P. Prescott
<i>Newington</i>	Paul Rawlings
<i>New-Market</i>	Arthur Branscomb
<i>Newtown</i>	John Bartlett
<i>Northwood</i>	Joseph Nealley
<i>Nottingham</i>	Henry Butler
<i>Pelham</i>	Nehemiah Butler
<i>Pembroke</i>	Boswell Stevens
<i>North-Hampton</i>	Tristram Dalton
<i>Northfield</i>	James Cochran
<i>Pittsfield</i>	Ebenezer Knowlton
<i>Poplin</i>	John Scribner
<i>Portsmouth</i>	John Bowles
	David C. Foster
	Estwicke Evans
	John N. Sherburne
	Thomas Dearborn
<i>Raymond</i>	Jonathan Philbrick
<i>Rye</i>	John Clindenin
<i>Salem</i>	George Janvrin
<i>Seabrook</i>	Daniel Veasey
<i>Stratham</i>	Ephraim Fitts
<i>S. Hampton & E. Kingston</i>	Jonathan Parker — 48
<i>Windham</i>	

STRAFFORD COUNTY.

<i>Alton</i>	Stephen Davis
<i>Barnstead</i>	William Walker, jr.
<i>Barrington</i>	David Winkley
<i>Conway</i>	David Webster
<i>Dover</i>	Charles Woodman
	Nathaniel W. Ela

<i>Durham</i>	Benjamin Mathes, jr.
<i>Eaton</i>	Daniel Lary
<i>Effingham</i>	James Leavitt
<i>Farmington</i>	Thomas Plumer
<i>Gilford</i>	Dudley Ladd
<i>Gilmanton</i>	Jeremiah Wilson
	Pearson Cogswell
<i>Lee</i>	Edward B. Nealley
<i>Madbury</i>	Maul Hanson
<i>Meredith</i>	Ebenezer Pitman
	John Durkee
<i>Middleton & Brookfield</i>	John Chadwick
<i>Milton</i>	Levi Jones
<i>Moultonborough</i>	Ezekiel Hoit
<i>New-Durham</i>	Joseph Boodey
<i>New-Hampton and Cen-</i>	Thomas Perkins
<i>tre-Harbor</i>	
<i>Ossipee</i>	Ezekiel Wentworth
<i>Rochester</i>	Moses Hale
	William Barker
<i>Sandbornton</i>	Joseph Woodman
	James Clark
<i>Sandwich</i>	Johnson D. Quimby
	Neal M'Gaffey
<i>Somersworth</i>	Joseph Doe
<i>Strafford</i>	Job Otis
	Tobias Roberts
<i>Tamworth</i>	Ford Whitman
<i>Tuftonborough</i>	Thomas Hoit
<i>Wakefield</i>	Richard Russell
<i>Wolfeborough</i>	Samuel Fox

HILLSBOROUGH COUNTY.

<i>Amherst</i>	Edmund Parker
<i>Andover</i>	Samuel Brown
<i>Antrim</i>	Amos Parmenter
<i>Bedford</i>	Phinehas Aiken
<i>Boscawen</i>	Ezekiel Webster
<i>Brookline</i>	Thomas Bennet
<i>Bradford</i>	Samuel Jones
<i>Deering</i>	Russell Tubbs
<i>Dunbarton</i>	John Stinson
<i>Dunstable</i>	Jesse Bowers
<i>Fishersfield</i>	Elijah Peasley
<i>Francestown</i>	Titus Brown
<i>Goffstown</i>	Robert Hall
<i>Greenfield</i>	William Whittemore
<i>Hancock</i>	Andrew Wallace
<i>Henniker</i>	Artemas Rogers
<i>Hillsborough</i>	Andrew Sargent
<i>Hollis</i>	Ralph W. Jewett
<i>Hopkinton</i>	Thomas W. Colby
	Abraham Brown
<i>Lyndeborough</i>	Nehemiah Boutwell
<i>Litchfield</i>	Jonathan Abbot
<i>Manchester</i>	Frederick G. Stark
<i>Mason</i>	Josiah Russell
<i>Merrimack</i>	Aaron Gage, jr.
<i>Milford</i>	William Crosby
<i>Mont-Vernon</i>	John Bruce
<i>New-Boston</i>	Joseph Cochran, jr.
<i>New-Ipswich</i>	Charles Barrett
<i>New-London</i>	Daniel Woodbury

*Nottingham-West**Peterborough**Salisbury**Sharon**Society land, &c.**Sutton**Temple**Wilmot**Wilton**Warner**Weare*

Caleb S. Ford

Jonathan Smith

Samuel C. Bartlett

Samuel Ryan

John Dodge

Thomas Wadleigh

Jesse Spofford

Jabez Youngman

John Stevens

James Bean

Benjamin Evans

James Wallace

Abraham Morrill —43

CHESHIRE COUNTY.

*Acworth**Alstead**Charlestown**Chesterfield**Claremont**Cornish**Croydon**Dublin**Fitzwilliam**Grantham**Hinsdale**Jaffrey**Keene**Langdon**Lempster**Marlborough*

Elisha Parks

Azel Hatch

Enos Stevens

John Kneeland

Rufus Handerson

John Smith

Eleazer Jackson, jr.

Obed Metcalf

Joseph Appleton

Levi Chamberlain

Charles Gleason

Obed Slate

Oliver Prescott

Foster Alexander

Samuel Egerton

John Way

Joseph Frost

<i>Newport</i>	James Breck
<i>Marlow</i>	Wells Way
<i>Nelson</i>	Henry Melville
<i>Plainfield</i>	Merrill Colby
<i>Richmond</i>	Joseph Weeks
<i>Rindge</i>	Samuel L. Wilder
<i>Roxbury</i>	Samuel Griffin
<i>Springfield</i>	John Quimby
<i>Stoddard</i>	Danforth Taylor
<i>Sullivan</i>	Josiah Seward
<i>Surry & Gilsun</i>	Sylvester Smith
<i>Swanzy</i>	James Underwood
<i>Troy</i>	Daniel Cutting
<i>Unity</i>	Francis Chase
<i>Walpole</i>	Daniel W. Biscoe
<i>Washington</i>	Abraham B. Story
<i>Wendell & Goshen</i>	Thomas Pike
<i>Winchester</i>	Elijah Alexander
<i>Westmoreland</i>	Simeon Cobb, 2d. — 36

GRAFTON COUNTY.

<i>Alexandria & Danbury</i>	Stephen Gale
<i>Bath</i>	Abram Thomas
<i>Bethlehem, &c.</i>	Ebenezer Rix
<i>Bridgewater</i>	Humphrey Webster
<i>Bristol</i>	Walter Sleeper
<i>Campton</i>	Moses Baker
<i>Canaan</i>	
<i>Concord</i>	Simon Oakes
<i>Dorchester, &c.</i>	Ebenezer Gregg
<i>Enfield</i>	John Jones

<i>Grafton</i>	Daniel Bartlett
<i>Groton & Hebron</i>	William Caldwell
<i>Hanover</i>	Elijah Miller
	James Poole
<i>Haverhill</i>	John L. Corliss
<i>Holderness</i>	Walter Blair
<i>Landaff</i>	Joseph Atwood
<i>Lincoln, &c.</i>	David Aldrich, 2d.
<i>Lebanon</i>	Diarca Allen
<i>Lyme</i>	Nathaniel Lambert
<i>Littleton</i>	Nathaniel Rix, jr.
<i>Lyman</i>	Pearley Mason
<i>New-Chester</i>	Daniel Favor
<i>Orford</i>	Samuel Morey
<i>Piermont</i>	Richard Jenness
<i>Plymouth</i>	Samuel C. Webster
<i>Peeling, &c.</i>	Thomas Vincent, jr.
<i>Rumney</i>	Jonathan Blodget, jr.
<i>Thornton</i>	Enoch Colby, jr.
<i>Warren, &c.</i>	Amos Tarleton
<i>Wentworth</i>	Caleb Keith — 30

COOS COUNTY.

<i>Adams, &c.</i>	Stephen Meserve
<i>Columbia, &c.</i>	Lewis Loomis
<i>Chatham, &c.</i>	Luther Richardson
<i>Lancaster, &c.</i>	Adino N. Brackett
<i>Northumberland, &c.</i>	John M. Tillotson
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